

CITY OF MONTEREY PARK, AND  
THE CITY COUNCIL ACTING ON BEHALF OF THE SUCCESSOR  
AGENCY OF THE FORMER REDEVELOPMENT AGENCY  
AGENDA

**REGULAR MEETING**  
**Monterey Park City Hall Council Chambers**  
**320 West Newmark Avenue**  
**Monterey Park, CA 91754**

**WEDNESDAY**  
**May 20, 2015**  
**7:00 PM**

**MISSION STATEMENT**

**The mission of the City of Monterey Park is to provide excellent services  
to enhance the quality of life for our entire community.**

Communication by the Public is an important part of the Local Government Process. Staff reports, writings, or other materials related to an item on this Agenda, which are distributed to the City Council/Agency Board less than 72 hours before this scheduled meeting are available for public inspection in the City Clerk's Office located at 320 West Newmark Avenue, Monterey Park, CA 91754, during normal business hours. Such staff reports, writings, or other materials are also on the City's website subject to staff's ability to post the materials before the meeting. The City's website is located at [www.montereypark.ca.gov](http://www.montereypark.ca.gov). Copies of staff reports and/or written documents pertaining to any item on the Agenda are on file in the Office of the City Clerk and are available for public inspection during regular business hours.

**PUBLIC COMMENTS ON AGENDA ITEMS**

For members of the public wishing to address the City Council regarding any item on this Agenda including the Consent Calendar or Oral Communications, please fill out a speaker card and return it to the City Clerk before the announcement of the Agenda Item.

Speakers are provided five (5) minutes per individual on each published agenda item. Individual speakers may consolidate time with another speaker's time; the total consolidated time cannot exceed two (2) minutes per speaker giving up time. However in the interest of ensuring that all members of the Public have an equal opportunity to participate, a single speaker cannot speak for more than ten (10) minutes on an individual Agenda item. If there are a large number of speakers on a particular agenda item, the Mayor, as confirmed by the City Council may reduce the amount of time allotted to each speaker or limit the total amount time allowed for speakers to address the agenda item. At the conclusion of that period of time, the speaker will be asked to please conclude their remarks so that the next speaker may begin their comments.

In accordance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please call City Hall, (626) 307-1359. Please notify the City Clerk's Office twenty-four hours prior to the meeting so that reasonable arrangements can be made to ensure availability of audio equipment for the hearing impaired. Council Chambers are wheelchair accessible.

PLEASE NOTE that this Agenda includes items considered by the City Council acting on behalf of the Successor Agency of the former Monterey Park Redevelopment Agency, which dissolved February 1, 2012. Successor Agency matters will include the notation of "SA" next to the Agenda Item Number.

**CALL TO ORDER** Mayor

**FLAG SALUTE** The Monterey Park Police Explorers

**ROLL CALL** Peter Chan, Mitchell Ing, Stephen Lam, Hans Liang, Teresa Real Sebastian

**AGENDA ADDITIONS, DELETIONS, CHANGES AND ADOPTIONS**

**[1.] PRESENTATIONS: The San Gabriel Valley Municipal Water District**

**ORAL AND WRITTEN COMMUNICATIONS**

**CONSENT CALENDAR -- ORAL AND WRITTEN COMMUNICATIONS**

Items on the Consent Calendar are considered to be routine, ongoing business and will be enacted by one motion. There is no separate discussion on consent items unless a Council Member/Agency Member or citizen so requests, in which event the item is removed from the Consent Calendar and considered separately. The City Clerk will not accept cards after the item has been taken up.

Consent Calendar – Approval By Minute Motion

**[2.] SUCCESSOR AGENCY TO THE FORMER COMMUNITY REDEVELOPMENT AGENCY (SA)  
CONSENT CALENDAR ITEMS 2A**

None.

**[3.] CITY OF MONTEREY PARK**

**CONSENT CALENDAR ITEMS 3A - 3-L**

**3-A. WARRANT REGISTER FOR THE CITY OF MONTEREY PARK OF MAY 6, 2015**

It is recommended that the City Council

- (1) Approve payment of warrants and adopt a Resolution allowing certain claims and demands per Warrant Register dated **May 20, 2015 Totaling \$1,007,053.19** and specifying the funds out of which the same are to be paid; and
- (2) take such additional, related, action that may be desirable.

**3-B. INVESTMENT REPORT AS OF APRIL 2015**

It is recommended that the City Council

- (1) Receive and file the investment report; and
- (2) Take such additional, related, action that may be desirable.

**3-C. APPROVAL OF VENDOR AND SPENDING OF 2014 URBAN AREA SECURITY INITIATIVE GRANT**

It is recommended that the City Council

- (1) Approve Sole Source Vendor purchase for two (2) Mobile Alternative License Plate Reader (ALPR) Systems
- (2) Approve expenditure of Grant Funding in the amount of \$45, 000.00 from the 2014 UASI Grant from the City of Los Angeles; and
- (3) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

**3-D. 2015 LUNAR NEW YEAR CELEBRATION**

It is recommended that the City Council

- (1) Receive and file 2015 Lunar New Year Financial Statement; and
- (2) Take such additional, related, action that may be desirable.

### **3-E. NIGHT MARKET -- CHANGE TO TWO DAY EVENTS**

It is recommended that the City Council

- (1) Allowing the Monterey Park Night Market to operate two events on two consecutive days. The first event will be held on July 17th and 18th and the second one on October 23rd and 24th at Barnes Park; and
- (2) Take such additional, related, action that may be desirable.

### **3-F. METROPOLITAN TRANSIT AUTHORITY TRANSIT ACCESS PASS CARD PURCHASES - INCREASE OF PURCHASE ORDER ABOVE \$25,000**

It is recommended that the City Council consider

- (1) Approving an increase of the purchase order to the Metropolitan Transit Authority to \$35,000 to cover the additional purchase of Transit Access Pass cards for the remainder of Fiscal Year 2014-2015 (Account number 0109-801-6511-41200); and
- (2) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

### **3-G. ACKLEY DRAINAGE IMPROVEMENTS**

It is recommended that the City Council consider

- (1) Receiving the Notice of Completion recorded by the Public Works Director on May 14, 2015 accepting the Ackley Drainage Improvements completed by Gentry Brothers, Inc.;
- (2) Authorizing the allocation of an additional \$2,300 in Measure R Funds to cover the final cost of the project; and
- (3) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

### **3-H. PREFERENTIAL PARKING DISTRICTS**

It is recommended that the City Council

- (1) Adopt Resolution to include additional streets to the preferential parking districts; and
- (2) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

**3-I. APPROVAL OF METROLINK STATION JOINT EXERCISE OF POWERS AGREEMENT**

It is recommended that the City Council consider

- (1) Authorize the City Manager to execute the Metrolink Joint Powers Agreement, in a form approved by the City Attorney; and
- (2) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

**3-J. CONSIDERATION AND POSSIBLE ACTION TO ADOPT A RESOLUTION ESTABLISHING INSURANCE REQUIREMENTS FOR CITY CONTRACTS AND DELEGATING AUTHORITY FOR INSURANCE DETERMINATIONS TO THE CITY MANAGER, OR DESIGNEE**

It is recommended that the City Council

- (1) Consider adopting a Resolution establishing insurance requirements for City contracts and permits; and
- (2) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

**3-K. RESOLUTION REGARDING SUSPENSION OF CERTAIN BUSINESS LICENSE TAXES; EXTENSION OF AMNESTY PROGRAM; AND REQUIRING VENDORS ATTENDING CITY SPONSORED EVENTS TO PAY BUSINESS LICENSE TAXES**

It is recommended that the City Council consider

- (1) Adopting a resolution suspending business license taxes for certain persons; extending an amnesty program as to penalties; and requiring vendors attending City sponsored events to pay business license tax, and
- (2) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

**3-L. RESOLUTION DECLARING MAY 2015 WATER AWARENESS MONTH**

It is recommended that the City Council

- (1) Adopt Resolution declaring May 2015 Water Awareness Month, and
- (2) Take such additional, related, action that may be desirable.

**[4.] PUBLIC HEARING**

**4-A. ORDINANCE AMENDING THE MONTEREY PARK MUNICIPAL CODE REGARDING MASSAGE THERAPY BUSINESSES**

It is recommended that the City Council consider

- (1) Open the public hearing, taking documentary and testimonial evidence; closing the public hearing and considering the draft ordinance
- (2) Introducing and waiving first reading of the ordinance and schedule second reading and adoption for June 3, 2015; and
- (3) Take such additional, related, action that may be desirable.

CEQA: Exempt per CEQA Guidelines §§ 15301, 15305, and 15308.

**[5.] UNFINISHED BUSINESS**

None.

**[6.] NEW BUSINESS**

**6-A. REGULATING WATER USAGE ORDINANCE**

It is recommended that the City Council

- (1) Introduce and waive first reading of an ordinance amending Monterey Park Municipal Code ("MPMC") § 1.08.010 and Chapter 14.08 regulating water usage. Second reading and adoption would occur on June 3, 2015. If adopted at that time, the ordinance would take effect on July 3, 2015; and
- (2) Take such additional, related, action that may be desirable.

CEQA: Not a "project" that requires environmental review (see specifically CEQA Guidelines § 15378(b)(2-5).

**[7.] COUNCIL COMMUNICATIONS AND MAYOR/COUNCIL AND AGENCY MATTERS**

**[8.] CLOSED SESSION**

None.

**ADJOURN**

## PRESENTATIONS

## ORAL AND WRITTEN COMMUNICATIONS





## City Council Staff Report

DATE: May 20, 2015

AGENDA ITEM NO: **Consent Calendar  
Agenda Item 3-A.**

TO: The Honorable Mayor and City Council  
FROM: Chu Thai, Director of Management Services  
Annie Yaung, CPFO, Controller  
SUBJECT: Warrant Register for the City of Monterey Park of  
**May 20, 2015**

### **RECOMMENDATION:**

It is recommended that the City Council:

- (1) Approve payment of warrants and adopt Resolution No. \_\_\_\_\_ allowing certain claims and demands per Warrant Register dated **May 20, 2015** totaling **\$1,007,053.19** and specifying the funds out of which the same are to be paid; and
- (2) take such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

Disbursements will be made from the funds referenced in the attached Resolution in Warrants numbered **304107-304308**.

### **BACKGROUND:**

The claims and demands on the attached warrant register have been duly audited. I certify that the said claims and demands are accurate, are proper charges against the City of Monterey Park. I also certify that there are monies available for the payments thereof.

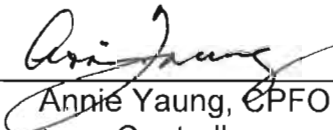
**FISCAL IMPACT:**

Disbursements from all funds total **\$1,007,053.19.**

Respectfully submitted:

Prepared by:

  
\_\_\_\_\_  
Chu Thai  
Director of Management Services

  
\_\_\_\_\_  
Annie Yaung, CPFO  
Controller

Approved By:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Attachments: Warrant Register

RESOLUTION NO.  
 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
 MONTEREY PARK, CALIFORNIA ALLOWING CERTAIN CLAIMS AND DEMANDS  
 PER WARRANT REGISTER DATED  
 20TH DAY OF MAY 2015  
 TOTALING \$1,007,053.19 AND SPECIFYING THE FUNDS OUT  
 OF WHICH THE SAME ARE TO BE PAID

THE CITY COUNCIL OF THE CITY OF MONTEREY PARK DOES RESOLVE:

SECTION 1. That the following claims and demands have been audited and that the same are hereby allowed from various funds in the following amounts:

General Fund	\$ 185,497.84
State Gas Tax Fund	9,744.21
Sewer Fund	13,238.87
Refuse Fund	424,998.93
City Shop Fund	7,892.27
General Liability Fund	11,406.24
Technology Internal Service Fund	34,160.00
Payroll Clearing Account	675.80
Special Deposits Fund	27,865.54
Business Improvement Area #1	6,131.54
Water Fund	49,382.54
Water Treatment Fund	91,788.02
OPA Proposition A	87.16
Measure R Fund	4,581.30
Library Tax Fund	853.33
STC Standards/Training/Corrections	621.29
POST	(244.12)
Recreation Fund	194.00
Asset Forfeiture	10,875.06
Prop C	10,150.76
Maintenance District 93-1	101.99
Used Oil Recycling Block Grant	2,356.25
Used Oil Competitive Grant	60,550.50
ELAC Instructional Serv Prog	825.48
Sustainable Comm Planning	5,940.77
Literacy Trust Grant	24,677.00
MTA S Garfield Transit Village	21,583.02
Tree Planting County Grant	1,117.60
 TOTAL	 <u>\$ 1,007,053.19</u>

PASSED, APPROVED AND ADOPTED THE 20TH DAY OF MAY 2015.

\_\_\_\_\_  
 Hans Liang, Mayor  
 City of Monterey Park, California

ATTEST

\_\_\_\_\_  
 Vincent D. Chang, City Clerk  
 City of Monterey Park, California

RESOLUTION NO.  
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STATE OF CALIFORNIA    )  
COUNTY OF LOS ANGELES    ) SS.  
CITY COUNCIL OF THE)  
CITY OF MONTEREY PARK    )

I hereby certify that the foregoing Resolution was adopted by the City Council of the City of Monterey Park at a regular meeting held on the 20th day of May 2015 by the following vote of the Council:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSTAINED:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:

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Vincent D. Chang, City Clerk  
City of Monterey Park, California

# **ATTACHMENT 1**

## Warrant Register

CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
ROBERTO A AGUIRRE	0075-450-0075-09010	752.39	CHERRY BLOSSOM SUPPLIES-TRUST		304107	
	0010-801-6508-31950	185.34	DAY CARE SUPPLIES		304107	937.73
OMAR ALCOCER	0075-450-0075-08610	750.00	PLAY DAYS PERFORMER (TRUST)		304140	750.00
ALLSTATE INDEMNITY COMPANY	0062-801-5101-35650	386.04	CLAIM SETTLEMENT-D FIONDELLA		304108	386.04
JANN ALMQUIST	0075-450-0075-09010	1,000.00	CHERRY BLOSSOM RAFFLE (TRUST)		304109	1,000.00
AT & T	0010-801-3112-32050	339.64	PHONE SERVICE		304110	
	0022-801-4206-32050	615.76	PHONE SERVICE		304110	
	0092-801-4222-32050	114.74	PHONE SERVICE		304110	1,070.14
WILLIAM BARNET	0075-450-0075-08610	1,500.00	PLAY DAYS-PARADE JUDGES (TRUST)		304141	1,500.00
DAVID M. BARRON	0010-801-1301-31750	175.00	ELECTION WORKER		304142	175.00
BASIC LIFE AID & SAFETY TRAINING (I	0010-801-3220-39400	150.00	FIRE CPR TRAINING		304143	150.00
FREDRICK P. BRADFORD	0075-450-0075-08550	120.00-	VOID CHECK		303108	120.00-
	0075-450-0075-08550	120.00	COMPUTER SUPPLIES (TRUST)		304144	120.00
BRAVO BUSINESS RESOURCES	0010-801-6508-31990	130.00	TRANSLATION SERVICES		304111	
	0075-450-0075-08610	35.00	TRANSLATION SERVICES (TRUST)		304111	165.00
BYTOPS SIGN	0075-450-0075-09010	202.74	BANNERS (TRUST)		304112	202.74

CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
CARLOS SANCHEZ (DBA) MARIACHI US	0075-450-0075-08850	350.00	LANGLEY-MOTHERS DAY (TRUST)		304145	350.00
CHARTER COMMUNICATIONS	0010-801-3201-32050	565.70	INTERNET/CABLE SERVICE		304113	
	0010-801-6502-32050	98.77	INTERNET/CABLE SERVICE		304113	
	0010-801-6502-32050	97.81	INTERNET/CABLE SERVICE		304113	762.28
COUNTY OF LOS ANGELES	0075-450-0075-08400	100.00	SENIOR PET LICENSING (TRUST)		304114	100.00
	0075-450-0075-08400	460.00	SENIOR PET LICENSING (TRUST)		304146	460.00
DEPT. OF INDUSTRIAL RELATIONS (ACCC	0010-801-4210-38400	225.00	ELEVATOR INSPECTION		304147	225.00
DIVERSIFIED RISK INSURANCE	0075-450-0075-08350	256.08	SPECIAL EVENT INSURANCE (TRUST)		304148	
	0075-450-0075-08620	605.86	SPECIAL EVENT INSURANCE (TRUST)		304148	861.94
FRANK DUKE	0136-801-3101-33250	30.00-	VOID CHECK		303636	30.00-
EAGLE TOURS	0075-450-0075-08550	4,575.00	LANGLEY SENIOR TRIP	90639	304149	4,575.00
EMPLOYMENT DEVELOPMENT DEPT.	0010-801-5102-35700	3,809.00	UNEMPLOYMENT INS Q1 2015		304150	3,809.00
ESPERANZA FLORES	0075-450-0075-08520	300.00	CINCO DE MAYO PERFORMER-TRUST		304115	300.00
FLUFF ICE	0010-801-1801-22670	900.00	EE LUNCHEON		304116	900.00
JONATHAN GIN	0010-801-3230-33200	563.18	REIMBURSE EOC WORKSHOP		304151	563.18
GOVERNMENTJOBS.COM, INC. DBA NEOGOV	0063-801-5002-99065	34,160.00	HR-INFORMATION SYSTEM	90620	304117	

CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						34,160.00
RANDY HARPER	0010-801-3230-24100	689.99	REIMBURSEMENT-FIRE SUPPLIES		304152	689.99
GRAEME HINDE	0075-450-0075-08610	600.00	PLAY DAYS PERFORMER (TRUST)		304153	600.00
KENNETH HUI	0075-450-0075-08610	350.00	PLAY DAYS PERFORMER (TRUST)		304154	350.00
MICHAEL HUNTLEY	0010-801-1704-33200	248.50	ICSC RECON		304118	248.50
LUPITA INFANTE	0075-450-0075-08520	300.00	CINCO DE MAYO PERFORMER-TRUST		304119	300.00
INTER VALLEY POOL SUPPLY	0010-801-6502-31150	552.00	POOL CHEMICALS	90559	304120	
	0010-801-6502-31150	546.10	POOL CHEMICALS	90559	304120	
	0010-801-6502-31950	663.07	POOL CHEMICALS	90559	304120	
	0010-801-6502-31950	353.49	POOL CHEMICALS	90559	304120	
	0010-801-6502-31950	538.92	POOL CHEMICALS	90559	304120	
	0010-801-6503-22150	512.25	POOL CHEMICALS	90559	304120	
	0010-801-6503-22150	330.43	POOL CHEMICALS	90559	304120	
	0010-801-6503-22150	607.58	POOL CHEMICALS	90559	304120	4,103.84
JUDITH NOBUKO KAMINISHI (DBA) YUUK	0075-450-0075-08610	250.00	PLAY DAYS PERFORMER (TRUST)		304155	250.00
KINGSLEY DANCE ACADEMY	0075-450-0075-08610	275.00	PLAY DAYS PERFORMER (TRUST)		304156	275.00
KYODO TAIKO	0075-450-0075-09010	140.00	CHERRY BLOSSOM PERFORMER-TRUST		304121	140.00
REYES LOPEZ	0075-450-0075-08520	225.00	CINCO DE MAYO PERFORMER-TRUST		304122	225.00



CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
LOS ANGELES COUNTY POLICE	0160-801-3101-39400	200.00	POLICE TRAINING		304157	200.00
BETTY LU	0092-801-6509-31880	500.00	CASCADES POSTAGE (TRUST)		304123	500.00
MARIN CONSULTING ASSOCIATES	0136-801-3101-33250	240.00-	VOID CHECK		303386	240.00-
JOHN MARTINDALE	0010-801-3113-22310	200.39	POLICE UNIFORMS		304124	200.39
YUKIKO MATSUYAMA	0075-450-0075-09010	200.00	CHERRY BLOSSOM PERFORMER-TRUST		304125	200.00
MONTEREY PARK PETTY CASH	0010-801-3113-22600	34.52	PETTY CASH-POLICE SUPPLIES		304158	462.32
	0010-801-3120-39700	18.00	PETTY CASH-PARKING		304158	
	0010-801-1701-22750	9.87	PETTY CASH-REFRESHMENTS		304158	
	0010-801-3205-39400	25.00	PETTY CASH-TRAINING		304158	
	0109-801-4201-39250	43.58	PETTY CASH-LAMINATING		304158	
	0109-801-4201-39250	43.58	PETTY CASH-LAMINATING		304158	
	0075-450-0075-08420	13.05	PETTY CASH-SUPPLIES (TRUST)		304158	
	0010-801-6506-22550	53.55	PETTY CASH-CHILD CARE SUPPLIES		304158	
	0092-801-4223-23900	71.46	PETTY CASH-REFRESHMENTS		304158	
	0092-801-4223-39300	7.40	PETTY CASH-REFRESHMENTS		304158	
	0092-801-4223-39300	12.60	PETTY CASH-REFRESHMENTS		304158	
	0075-450-0075-08520	99.71	PETTY CASH-CINCO DE MAYO-TRUST		304158	
	0010-701-0010-03610	30.00	PETTY CASH-PARKING		304158	
MT. SAN ANTONIO COLLEGE	0010-801-3220-39400	449.00	FIRE TRAINING SUPPLIES		304126	449.00
NANCY HAYATA	0075-450-0075-09010	100.00-	VOID CHECK		303786	100.00-
	0075-450-0075-09010	150.00	CHERRY BLOSSOM PERFORMER-TRUST		304159	

CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						150.00
GUNNAR NELSON	0349-801-3201-39400	300.48	FIRE-TRAINING SUPPLIES		304160	300.48
PACIFIC TELEMAGEMENT SERVICES	0010-801-6502-32050	228.00	PHONE SERVICE		304127	228.00
PAGEANTRY PRODUCTIONS	0075-450-0075-08610	8,825.00	PLAY DAYS PARADE (TRUST)	90563	304161	10,325.00
	0075-450-0075-08610	1,175.00	PLAY DAYS PARADE (TRUST)	90563	304161	
	0010-801-6508-31990	325.00	PLAY DAYS PARADE (TRUST)		304161	
PARTYLINE EVENTS	0075-450-0075-09010	277.95	CHERRY BLOSSOM-RENTAL (TRUST)	90276	304128	2,121.13
	0075-450-0075-08520	1,843.18	CINCO DE MAYO-RENTAL (TRUST)	90276	304128	
PITNEY BOWES POSTAGE BY PHONE	0010-801-1301-31750	2.61	POSTAGE		304162	
	0010-801-1301-32200	43.69	POSTAGE		304162	
	0010-801-1403-32200	112.86	POSTAGE		304162	
	0010-801-1406-32200	202.32	POSTAGE		304162	
	0010-801-1701-32200	11.26	POSTAGE		304162	
	0010-801-1702-32200	117.22	POSTAGE		304162	
	0010-801-1703-32200	0.48	POSTAGE		304162	
	0010-801-1704-32200	0.96	POSTAGE		304162	
	0010-801-1801-32200	83.90	POSTAGE		304162	
	0010-801-1802-32200	6.48	POSTAGE		304162	
	0010-801-3101-32200	16.75	POSTAGE		304162	
	0010-801-3102-32200	11.92	POSTAGE		304162	
	0010-801-3104-32200	14.91	POSTAGE		304162	
	0010-801-3111-32200	10.70	POSTAGE		304162	
	0010-801-3113-32200	5.95	POSTAGE		304162	
	0010-801-3114-32200	88.16	POSTAGE		304162	
	0010-801-3201-32200	3.45	POSTAGE		304162	

CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
PITNEY BOWES POSTAGE BY PHONE	0010-801-3205-32200	143.31	POSTAGE		304162	
	0010-801-3220-32200	7.89	POSTAGE		304162	
	0010-801-6001-32200	40.01	POSTAGE		304162	
	0010-801-6502-32200	15.27	POSTAGE		304162	
	0043-801-1201-32200	1.40	POSTAGE		304162	
	0043-801-4212-32200	16.11	POSTAGE		304162	
	0075-450-0075-09230	92.48	POSTAGE (TRUST)		304162	
	0092-801-4221-32200	2.40	POSTAGE		304162	
						1,052.49
POPCORNPOLIS, LLC	0075-450-0075-08895	763.50	DAY CARE FUNDRAISE (TRUST)		304129	
						763.50
PUN & MCGEADY LLP	0010-801-1403-39400	300.00	GASB 68 TRAINING		304170	
						300.00
RAMIREZ PRODUCTION	0075-450-0075-08520	600.00	CINCO DE MAYO SOUND SYS-TRUST		304130	
						600.00
DONNA RAMIREZ	0010-801-1704-33200	248.50	ICSC RECON		304131	
						248.50
RAQUEL RICHARDS	0010-801-1801-39550	23.26	PETTY CASH-REFRESHMENTS		304163	
	0010-801-1801-39400	15.98	PETTY CASH-REFRESHMENTS		304163	
	0010-801-1801-39550	9.69	PETTY CASH-REFRESHMENTS		304163	
	0010-801-1801-39550	123.39	PETTY CASH-REFRESHMENTS		304163	
	0010-801-1801-39550	10.23	PETTY CASH-REFRESHMENTS		304163	
	0010-801-1801-39550	48.27	PETTY CASH-REFRESHMENTS		304163	
	0010-801-1801-22670	68.19	PETTY CASH-EE LUNCHEON SUPPLY		304163	
						299.01
RBF CONSULTING	0440-801-5004-99004	3,562.77	CONSULTING SERVICES		304132	
	0440-801-5004-99004	2,378.00	CONSULTING SERVICES		304132	
						5,940.77
RIO HONDO COMMUNITY COLLEGE	0349-801-3201-39400	525.00	FIRE TRAINING		304164	

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						525.00
JI SHI	0010-801-1301-31750	150.00-	VOID CHECK		303530	150.00-
	0010-801-1301-31750	150.00	ELECTION WORKER		304165	150.00
SOUTHERN CALIFORNIA EDISON CO.	0062-801-5101-35650	4,916.45	CLAIM SETTLEMENT-SCE		304133	4,916.45
SPRINT CORPORATION	0010-801-3115-38400	1,132.20	MOBILE DATA SERVICE	90024	304166	1,132.20
	0010-801-3115-38400	1,353.66	MOBILE DATA SERVICE	90024	304167	1,353.66
STAPLES BUSINESS ADVANTAGE	0010-801-3210-22750	234.34-	VOID CHECK		304067	234.34-
SUCCESS PRINTING GRAPHICS INC	0010-801-6509-31880	2,774.00	CASCADES NEWSLETTER	90278	304134	5,476.00
	0010-801-6509-31880	2,702.00	CASCADES NEWSLETTER	90278	304134	
TAIKO CTR OF LOS ANGELES	0075-450-0075-09010	125.00	CHERRY BLOSSOM PERFORMER-TRUST		304135	125.00
UNITED STATES POST OFFICE	0092-801-4221-32200	10,000.00	WATER BILLS POSTAGE		304136	10,000.00
MARICELA VASQUEZ	0010-801-6506-31150	300.00	DAY CARE SUPPLIES		304137	300.00
WELLS FARGO FINANCIAL LEASING	0092-801-4212-37500	811.99	COPIER RENTAL	90243	304138	811.99
CHRISTINA YUEH	0010-801-6006-22450	31.41	REIMBURSE-LIBRARY SUPPLIES		304168	31.41
ZINGO TACOS	0010-801-1801-22670	545.00	EE LUNCHEON		304139	545.00

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PREPAID WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
TOTAL FOR PREPAID WARRANTS						109,538.34

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PRINTED WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
ADVANCE PEST TERMITE CONTROL	0010-801-6505-38250	38.00	PEST CONTROL	90252	304171	
	0010-801-6505-38250	30.00	PEST CONTROL	90252	304171	
	0010-801-6505-38250	53.00	PEST CONTROL	90252	304171	
	0010-801-6505-38250	42.00	PEST CONTROL	90252	304171	
	0010-801-6505-38250	47.00	PEST CONTROL	90252	304171	
	0010-801-6505-38250	42.00	PEST CONTROL	90252	304171	
	0010-801-3113-38100	39.00	PEST CONTROL	90000	304171	
						291.00
ADVANCED ELECTRONICS	0010-801-3103-38400	5,039.00	POLICE RADIO EQUIPMENT	90596	304172	
	0160-801-3103-22750	111.93	POLICE RADIO EQUIPMENT		304172	
						5,150.93
AMERICAN PLANNING ASSOCIATION	0010-801-1704-39300	528.00	DEV SERVICES-MEMBERSHIP		304173	
						528.00
AMERICAN RED CROSS	0010-801-6503-22300	19.00	AQUATIC CPR/AED TRAINING		304174	
	0010-801-6503-22300	81.00	AQUATIC CPR/AED TRAINING		304174	
						100.00
BRENT ARCHIBALD	0010-801-3102-22310	341.51	POLICE UNIFORMS		304175	
						341.51
ARMORCAST PRODUCTS CO.	0092-801-4221-23300	6,574.01	WATER METER BOX	90087	304176	
	0092-801-4223-23350	3,950.16	WATER METER BOX	90087	304176	
						10,524.17
ARROYO BACKGROUND INVESTIGATIONS	0010-801-3104-31950	900.00	BACKGROUND INVESTIGATIONS		304177	
	0010-801-3104-31950	1,800.00	BACKGROUND INVESTIGATIONS		304177	
						2,700.00
ASTRO PLUMBING SUPPLY CO (DBA)	0010-801-4210-23300	576.74	PLUMBING SUPPLIES	90169	304178	
	0010-801-4210-23300	553.13	PLUMBING SUPPLIES	90169	304178	
	0010-801-4210-23300	15.40	PLUMBING SUPPLIES	90169	304178	
						1,145.27
ATHENS SERVICES	0043-801-4208-41200	412,822.77	REFUSE COLLECTION SERVICES		304179	

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PRINTED WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						412,822.77
AUTOZONE WEST, INC	0060-801-4211-22250	45.78	FLEET SUPPLIES/PARTS		304180	45.78
B W GRAPHICS	0010-801-3104-39250	34.88	BUSINESS CARD-G HARRIS		304181	
	0010-801-3104-39250	34.88	BUSINESS CARD-A GUEVARA		304181	
	0010-801-3210-21250	28.34	BUSINESS CARD-J GIN		304181	
	0010-801-3210-21250	28.34	BUSINESS CARD-M KHAIL		304181	
	0010-801-1703-39250	28.34	BUSINESS CARD-T TRAN		304181	
	0010-801-6502-39250	31.61	BUSINESS CARD-B LU		304181	
	0010-801-1703-39250	28.34	BUSINESS CARD-L WANG		304181	
	0010-801-1703-39250	28.34	BUSINESS CARD-H LUNA		304181	
	0010-801-1703-39250	38.15	BUSINESS CARD-P HOUNG		304181	
	0010-801-1703-39250	41.42	BUSINESS CARD-J SMITH		304181	322.64
MICHELLE BARFIELD	0132-801-3101-33300	36.42	POLICE TRAINING		304182	
	0132-801-3101-33300	48.08	POLICE TRAINING		304182	84.50
BAXTER'S FRAME WORKS AND BADGE FRAN	0010-801-3101-22670	835.07	POLICE PLAQUES		304183	
	0010-801-3101-38400	136.93	POLICE PLAQUES		304183	972.00
BG PETROSPECS	0060-801-4211-22250	721.60	FLEET SUPPLIES		304184	721.60
BRENNTAG PACIFIC INC	0092-801-4222-23300	1,578.21	WATER CHEMICALS	90098	304185	1,578.21
BRIDGESTONE HOSEPOWER, LLC	0093-801-4227-23300	651.91	WATER AIR STRIPPER		304186	
	0093-801-4227-23300	197.98	WATER AIR STRIPPER		304186	849.89
BUCKNAM INFRASTRUCTURE GROUP, INC	0110-801-5001-91929	4,518.80	PAVEMENT MANAGEMENT UPDATE	90579	304187	4,518.80

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
C.E.G. INVESTIGATIONS	0010-701-0010-06220	186.06	ADMINISTRATIVE HEARING		304188	186.06
CAAD LLC	0092-801-4221-39250	855.42	WATER BILL MAILING SERVICE		304189	855.42
CANON SOLUTIONS AMERICA, INC	0010-801-1408-38400	445.74	COPIER MAINTENANCE	90285	304190	1,885.68
	0010-801-1801-39250	445.74	COPIER MAINTENANCE	90285	304190	
	0010-801-6502-39250	445.74	COPIER MAINTENANCE	90285	304190	
	0010-801-1403-37500	66.46	COPIER MAINTENANCE		304190	
	0010-801-1403-39250	482.00	COPIER MAINTENANCE		304190	
CARBON ACTIVATED CORPORATION	0093-801-4227-23300	13,427.75	WATER CARBON CHANGE OUT	90584	304191	65,364.00
	0093-801-4227-23300	16,238.25	WATER CARBON CHANGE OUT	90586	304191	
	0093-801-4229-23300	17,849.00	WATER CARBON CHANGE OUT	90586	304191	
	0093-801-4226-23300	17,849.00	WATER CARBON CHANGE OUT	90586	304191	
CARL WARREN & COMPANY	0062-801-5101-35600	375.00	LIABILITY CLAIMS-J GARCIA		304192	2,250.00
	0062-801-5101-35600	375.00	LIABILITY CLAIMS-G CORNELIO		304192	
	0062-801-5101-35600	375.00	LIABILITY CLAIMS-M HINOJOSA		304192	
	0062-801-5101-35600	375.00	LIABILITY CLAIMS-W CHEN		304192	
	0062-801-5101-35600	375.00	LIABILITY CLAIMS-R LEE		304192	
	0062-801-5101-35600	375.00	LIABILITY CLAIMS-T H TRAN		304192	
WILLIAM CHAO	0010-701-0010-06220	1,000.00	REFUND-CITATION		304193	1,000.00
CHARLES E THOMAS CO. INC.	0010-801-4210-38100	362.75	BLDG MAINT-REPAIR		304194	362.75
CHAU'S 76 INC.	0060-801-4211-22250	54.79	FLEET FUEL		304195	54.79
CITATION MANAGEMENT (DBA)	0010-701-0010-03630	3,590.67	PARKING CITATIONS SERVICE		304196	



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PRINTED WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						3,590.67
CITY LASER SERVICE	0010-801-3115-38400	79.00	PRINTER MAINTENANCE		304197	79.00
CLEAN ENERGY	0166-801-4201-31960	10,150.76	CNG FUEL-03/15	90375	304198	10,150.76
CLINICAL LABORATORY OF	0092-801-4223-31950	877.83	WATER ANALYSIS	90576	304199	
	0092-801-4223-31950	176.22	WATER ANALYSIS	90576	304199	
	0092-801-4223-31950	10.18	WATER ANALYSIS	90576	304199	
	0092-801-4223-31950	10.18	WATER ANALYSIS	90576	304199	
	0092-801-4223-31950	10.18	WATER ANALYSIS	90497	304199	
	0092-801-4223-31950	108.23	WATER ANALYSIS	90497	304199	
	0092-801-4223-31950	10.18	WATER ANALYSIS	90497	304199	
	0092-801-4223-31950	7.40	WATER ANALYSIS	90497	304199	
	0092-801-4223-31950	10.18	WATER ANALYSIS	90497	304199	
	0092-801-4223-31950	108.23	WATER ANALYSIS	90497	304199	
	0093-801-4232-31950	18.50	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	1,502.20	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	757.58	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	20.35	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	757.58	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	10.18	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	10.18	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	757.58	WATER ANALYSIS	90629	304199	
	0093-801-4226-31950	10.18	WATER ANALYSIS	90629	304199	
	0093-801-4227-31950	248.83	WATER ANALYSIS	90576	304199	
	0093-801-4230-31950	332.47	WATER ANALYSIS	90576	304199	
	0093-801-4227-31950	40.70	WATER ANALYSIS	90576	304199	
	0093-801-4230-31950	10.18	WATER ANALYSIS	90576	304199	
	0093-801-4230-31950	10.18	WATER ANALYSIS	90576	304199	

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PRINTED WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
CLINICAL LABORATORY OF	0093-801-4227-31950	10.18	WATER ANALYSIS	90576	304199	
	0093-801-4227-31950	10.18	WATER ANALYSIS	90576	304199	
	0093-801-4229-31950	2,142.30	WATER ANALYSIS	90629	304199	
	0093-801-4229-31950	1,695.53	WATER ANALYSIS	90629	304199	
	0093-801-4229-31950	40.70	WATER ANALYSIS	90629	304199	
	0093-801-4229-31950	1,695.53	WATER ANALYSIS	90629	304199	
	0093-801-4229-31950	10.18	WATER ANALYSIS	90629	304199	
	0093-801-4229-31950	10.18	WATER ANALYSIS	90629	304199	
	0093-801-4229-31950	1,695.53	WATER ANALYSIS	90629	304199	
	0093-801-4229-31950	20.35	WATER ANALYSIS	90629	304199	
						13,146.16
STEVEN CODAY	0136-801-3101-33250	25.88	POST TRAINING		304200	
						25.88
COLD FIRE DIRECT	0060-801-4211-38410	187.54	FIRE EXTINGUISHERS		304201	
						187.54
COLLISION AND INJURY DYNAMICS, INC.	0062-801-5101-35650	1,188.00	CLAIM SERVICES-FIRE TRUCK		304202	
	0062-801-5101-35650	2,140.00	CLAIM SERVICES-RUAN		304202	
						3,328.00
COLORAMA WHOLESALE NURSERY (DBA)	0077-801-1111-31950	729.54	LANDSCAPING SUPPLIES	90505	304203	
						729.54
COMMERCIAL DOOR OF LOS ANGELES	0010-801-4210-38100	302.00	DOOR REPAIR	90164	304204	
						302.00
CONTROL AUTOMATION DESIGN	0092-801-4224-81860	4,753.00	SCADA SYSTEM UPGRADES	90618	304205	
	0093-801-4229-23300	475.00	SCADA SYSTEM UPGRADES	90618	304205	
	0093-801-4229-23300	475.00	SCADA SYSTEM UPGRADES	90618	304205	
	0093-801-4226-23300	273.00	SCADA SYSTEM UPGRADES	90618	304205	
	0092-801-4224-81860	19.95	SCADA SYSTEM UPGRADES	90618	304205	
						5,995.95
CORE-ROSION PRODUCTS	0092-801-4222-23700	750.00	TANK INSTALLATION		304206	

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PRINTED WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						750.00
DEPT OF TRANSPORTATION	0022-801-4206-41100	4,792.50	TRAFFIC SIGNALS & LIGHTING	90247	304207	4,792.50
EDWARD DOMINGUEZ	0132-801-3101-33300	35.18	POLICE TRAINING		304208	
	0132-801-3101-33300	35.18	POLICE TRAINING		304208	70.36
DUNN-EDWARDS CORPORATION	0010-801-4210-23100	61.27	PAINT SUPPLIES		304209	
	0010-801-4210-23100	32.69	PAINT SUPPLIES		304209	
	0010-801-4210-23100	83.09	PAINT SUPPLIES		304209	177.05
EMERGENCY VEHICLE GROUP, INC.	0060-801-4211-38410	1,350.00	AMBULANCE UNIT RA61		304210	1,350.00
EUROFINS EATON ANALYTICAL, INC.	0093-801-4230-31950	1,240.00	WATER TREATMENT	90103	304211	1,240.00
EWING IRRIGATION PRODUCTS, INC.	0010-801-6517-23300	279.28	PARKS SUPPLIES		304212	
	0010-801-6517-22100	190.58	PARKS SUPPLIES		304212	469.86
FEDERAL EXPRESS CORP.	0010-801-3205-32200	116.67	CARRIER SERVICES		304213	
	0010-801-1704-32200	26.03	CARRIER SERVICES		304213	142.70
FEDERAL SIGNAL CORPORATION -EMERG.	0060-801-4211-38410	769.10	FLEET PARTS		304214	769.10
FILEKEEPERS, LLC	0010-801-1802-31950	245.63	STORAGE SERVICE		304215	245.63
LILIANA FLORES	0132-801-3101-33300	38.41	POLICE TRAINING		304216	
	0132-801-3101-33300	38.41	POLICE TRAINING		304216	
	0132-801-3101-33300	26.81	POLICE TRAINING		304216	103.63

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PRINTED WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
GALLADE CHEMICAL, INC.	0092-801-4222-23300	507.40	WATER CHEMICALS	90106	304217	507.40
GARFIELD MEDICAL CENTER	0010-801-3113-22600	24.00	PHYSICAL		304218	
	0010-801-3113-22600	24.00	PHYSICAL		304218	
	0010-801-3113-22600	24.00	PHYSICAL		304218	
	0010-801-3113-22600	24.00	PHYSICAL		304218	
						96.00
	0010-701-0010-06290	64.00	REFUND BANNER PERMIT		304219	64.00
GOLDEN STATE WATER COMPANY	0092-801-4222-36300	45.78	WATER SERVICE		304220	45.78
APRIL GOMEZ	0010-701-0010-07050	51.00	REFUND-PICNIC RESERVATION		304221	51.00
GOUDY HONDA	0060-801-4211-23500	27.99	FLEET PARTS-UNIT 051		304222	27.99
GOVCONNECTION INC.	0092-801-4220-24150	1,184.75	COMPUTER SUPPLIES		304223	
	0010-801-1404-22750	18.84	COMPUTER SUPPLIES		304223	
	0010-801-1404-22750	30.15	COMPUTER SUPPLIES		304223	
	0043-801-1404-38400	2,486.73	COMPUTER SUPPLIES	90590	304223	
	0092-801-1404-38400	2,486.73	COMPUTER SUPPLIES	90590	304223	6,207.20
HAAKER EQUIPMENT COMPANY	0042-801-4204-31950	13,238.87	FLEET-REPAIRS UNIT 906	90605	304224	13,238.87
HACH COMPANY (AKA ELE	0092-801-4222-23700	659.10	WATER ANALYSIS SUPPLIES	90088	304225	659.10
HARD COPY, A BIERLY COMPANY	0062-801-5101-35650	119.10	CLAIM SERVICES-J KITHARA		304226	
	0062-801-5101-35650	81.41	CLAIM SERVICES-RUAN		304226	
	0062-801-5101-35650	108.50	CLAIM SERVICES-J KITHARA		304226	
	0062-801-5101-35650	108.74	CLAIM SERVICES-J KITHARA		304226	

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PRINTED WARRANTS

VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						417.75
HD SUPPLY WATERWORKS, LTD.	0092-801-4223-23600	62.98	WATER SUPPLIES	90113	304227	
	0092-801-4223-24100	31.49	WATER SUPPLIES	90113	304227	
						94.47
HDL COREN & CONE	0010-801-1403-31400	4,200.00	PROPERTY TAX AUDIT SERVICES	90358	304228	
						4,200.00
HOME DEPOT CREDIT SERVICES	0010-801-4210-23700	304.11	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	31.03-	HARDWARE SUPPLIES-CREDIT		304229	
	0010-801-4210-23700	31.17	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	73.72	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	12.27	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	46.52	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	89.43	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	70.31	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	24.39	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	74.46	HARDWARE SUPPLIES		304229	
	0060-801-4211-23500	387.22	HARDWARE SUPPLIES	90053	304229	
	0010-801-4210-23700	7.85	HARDWARE SUPPLIES		304229	
	0010-801-4210-23700	39.05	HARDWARE SUPPLIES		304229	
	0075-450-0075-09010	37.79	HARDWARE SUPPLIES (TRUST)		304229	
	0075-450-0075-09010	51.71	HARDWARE SUPPLIES (TRUST)		304229	
	0075-450-0075-09010	37.42	HARDWARE SUPPLIES (TRUST)		304229	
	0075-450-0075-09010	170.04	HARDWARE SUPPLIES (TRUST)		304229	
	0092-801-4222-23700	203.77	HARDWARE SUPPLIES	90089	304229	
						1,630.20
HOWARD'S, INC.	0010-801-4210-38400	129.00	FIRE OVEN DOOR REPAIR		304230	
						129.00
IRON MOUNTAIN OFF-SITE DATA	0010-801-1403-31700	284.20	COMPUTER TAPE STORAGE	90525	304231	
						284.20

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
JACK-X-CHANGE (DBA)	0060-801-4211-24100	73.20	FLEET SUPPLIES		304232	
	0160-801-4211-54060	163.49	FLEET SUPPLIES		304232	
						236.69
JHM SUPPLY INC	0010-801-6517-23300	9.64	PARKS SUPPLIES	90338	304233	
						9.64
JIM'S AUTOMOTIVE SERVICE	0060-801-4211-38400	150.00	FLEET REPAIR UNIT 995		304234	
						150.00
JOHN L. HUNTER & ASSOC., INC.	0264-801-5004-96053	60,550.50	USED OIL COMPETITIVE GRANT	90379	304235	
	0184-801-4208-31950	922.50	USED OIL PROGRAM		304235	
	0184-801-4208-31950	1,433.75	NPDES SERVICES	90474	304235	
						62,906.75
KNIGHT COMMUNICATIONS INC	0160-801-3115-31700	10,250.00	SYSTEM MANAGEMENT SERVICE	90008	304236	
	0010-801-1301-38400	497.17	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-1404-38400	268.42	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0043-801-1404-38400	385.00	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0092-801-1404-38400	608.83	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-1701-38400	376.67	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-1702-38400	376.67	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-1703-38400	376.67	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-1801-38400	733.75	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-3115-38400	1,181.92	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-3201-38400	897.50	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0022-801-4202-38400	469.58	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0092-801-4210-38400	386.75	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0060-801-4211-38400	1,716.66	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0043-801-4212-38400	552.92	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0092-801-4220-38400	1,628.33	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0131-801-6001-38400	853.33	SYSTEM MANAGEMENT SERVICE	90031	304236	
	0010-801-6502-38400	1,110.83	SYSTEM MANAGEMENT SERVICE	90031	304236	

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
						22,671.00
KNOWLES-MCNIFF	0010-801-1404-31700	888.16	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0043-801-1404-31700	4,674.00	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0092-801-1404-31700	4,746.92	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0010-801-3115-31700	752.50	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0010-801-3220-31700	262.50	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0092-801-4221-31700	1,243.42	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0093-801-4226-31700	266.42	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0093-801-4227-31700	310.92	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0093-801-4228-31700	266.00	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0093-801-4229-31700	248.66	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0093-801-4231-31700	319.75	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0093-801-4232-31700	266.00	FINANCE SOFTWARE MAINTENANCE	90030	304237	
	0010-801-6001-31700	1,009.75	FINANCE SOFTWARE MAINTENANCE	90030	304237	
						15,255.00
LAW OFFICES OF CARPENTER & ROTHANS	0010-801-1601-31600	4,420.15	LEGAL SERVICE-J KITAHARA		304238	
	0010-801-1601-31600	9,951.34	LEGAL SERVICE-K THAI		304238	
	0010-801-1601-31600	8,490.43	LEGAL SERVICE-W REN		304238	
						22,861.92
HANS J LIANG	0010-801-1101-11100	80.00	MAYOR'S EXPENSES		304239	
	0092-801-1101-11100	60.00	MAYOR'S EXPENSES		304239	
	0043-801-1101-11100	60.00	MAYOR'S EXPENSES		304239	
						200.00
THE LIGHTHOUSE INC (DBA)	0060-801-4211-38410	314.25	FLEET PARTS-UNIT 081		304240	
						314.25
LONG BEACH BMW MOTORCYCLES (DBA)	0060-801-4211-23500	594.58	FLEET SUPPLIES	90058	304241	
						594.58
LOOMIS ARMORED US, INC.	0010-701-0010-03700	508.28	ARMORED CARRIER SERVICE	90521	304242	
						508.28

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LOS ANGELES COUNTY DEPT. OF	0022-801-4206-41100	1,904.82	TRAFFIC SIGNAL MAINTENANCE	90246	304243	
	0022-801-4206-41100	521.59	TRAFFIC SIGNAL MAINTENANCE	90246	304243	
	0022-801-4206-41100	1,304.42	TRAFFIC SIGNAL MAINTENANCE	90246	304243	
	0022-801-4206-41100	135.54	TRAFFIC SIGNAL MAINTENANCE	90246	304243	
						3,866.37
LOS ANGELES FREIGHTLINERS	0060-801-4211-23500	23.02	FLEET PARTS-UNIT 065		304244	
						23.02
MAK FIRE PROTECTION ENGINEERING & C	0010-701-0010-06330	3,724.00	FIRE PLAN CHECK	90517	304245	
	0010-701-0010-06330	4,341.00	FIRE PLAN CHECK	90517	304245	
	0010-701-0010-06330	85.00	FIRE PLAN CHECK	90517	304245	
						8,150.00
MARCOM COMMUNICATIONS SYSTEMS	0010-801-4210-38400	240.00	ELEVATOR SERVICES		304246	
						240.00
MATT CHLOR INC.	0092-801-4222-23300	433.81	WATER CHEMICAL SUPPLIES	90120	304247	
						433.81
MAYRA PAYAN-SIEGRIST	0062-801-5101-35650	108.00	CLAIM SERVICES-FIRE TRUCK		304248	
						108.00
MCMASTER-CARR SUPPLY CO.	0092-801-4222-23400	76.81	WATER SUPPLIES	90122	304249	
						76.81
MCNEILL SECURITY AND FIRE SYSTEMS	0092-801-4222-31950	966.00	ALARM SERVICES	90350	304250	
	0092-801-4222-31950	603.75	ALARM SERVICES	90350	304250	
						1,569.75
ERLINDA MEDINA	0132-801-3101-33300	17.84	POLICE TRAINING		304251	
	0132-801-3101-33300	30.03	POLICE TRAINING		304251	
	0132-801-3101-33300	30.04	POLICE TRAINING		304251	
						77.91
JESSE MILLAN	0010-701-0010-07050	51.00	REFUND PICNIC RESERVATION		304252	
						51.00
MISSION SUPER HARDWARE	0010-801-6517-23050	10.12	HARDWARE SUPPLIES	90309	304253	



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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
MISSION SUPER HARDWARE	0010-801-6517-23050	6.66	HARDWARE SUPPLIES	90309	304253	
	0075-450-0075-09010	26.64	HARDWARE SUPPLIES (TRUST)		304253	43.42
MOBILE MINI LLC	0010-801-6508-39860	115.26	FARMER MKT PORTABLE RESTROOM		304254	115.26
MODERN TRAILER SUPPLY CO (DBA)	0060-801-4211-38410	381.50	FLEET SUPPLIES		304255	381.50
NATURAL GAS VEHICLE INSTITUTE (DBA)	0060-801-4211-38400	267.00	FLEET TRAINING		304256	267.00
THONG NY	0010-701-0010-06160	64.00	REFUND HOME OCC INSPECTION		304257	64.00
WILLIAM O'SHEA	0132-801-3101-33300	39.10	POLICE TRAINING		304258	
	0132-801-3101-33300	39.10	POLICE TRAINING		304258	
	0132-801-3101-33300	39.10	POLICE TRAINING		304258	117.30
OFFICE DEPOT INC.	0010-801-3114-21350	452.02	OFFICE SUPPLIES	90022	304259	
	0010-801-3114-21350	72.57	OFFICE SUPPLIES	90022	304259	
	0010-801-1408-21250	81.73	OFFICE SUPPLIES		304259	
	0010-801-6502-39250	81.73	OFFICE SUPPLIES		304259	
	0010-801-1801-21350	81.72	OFFICE SUPPLIES		304259	
	0176-801-6516-21350	30.51	OFFICE SUPPLIES		304259	
	0176-801-6516-21350	71.48	OFFICE SUPPLIES		304259	
	0010-801-4209-21350	13.61	OFFICE SUPPLIES		304259	
	0010-801-4209-21350	355.68	OFFICE SUPPLIES		304259	
	0010-801-4209-21350	172.86	OFFICE SUPPLIES		304259	
	0010-801-4209-21350	25.06-	OFFICE SUPPLIES-CREDIT		304259	
	0092-801-1201-21250	65.81	OFFICE SUPPLIES		304259	
	0092-801-1201-21250	35.96	OFFICE SUPPLIES		304259	
	0010-801-1802-21250	228.28	OFFICE SUPPLIES		304259	

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
OFFICE DEPOT INC.	0010-801-1703-21350	26.09	OFFICE SUPPLIES		304259	1,744.99
OFFICE SOLUTIONS	0010-801-1403-21350	211.02	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	211.21	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	288.85	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	288.85	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	288.85	OFFICE SUPPLIES	90357	304260	
	0010-801-1701-21300	34.88	OFFICE SUPPLIES	90208	304260	
	0010-801-1702-21300	34.88	OFFICE SUPPLIES	90208	304260	
	0010-801-1703-21300	34.88	OFFICE SUPPLIES	90208	304260	
	0010-801-3205-21250	31.10	OFFICE SUPPLIES	90208	304260	
	0010-801-1702-21350	3.78	OFFICE SUPPLIES		304260	
	0010-801-1403-21250	371.82	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	96.14	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	524.15	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	343.60	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	412.00	OFFICE SUPPLIES	90357	304260	
	0010-801-1403-21350	163.49-	OFFICE SUPPLIES-CREDIT	90357	304260	
	0010-801-1403-21350	16.83-	OFFICE SUPPLIES-CREDIT	90357	304260	
	0010-801-1403-21350	358.80-	OFFICE SUPPLIES-CREDIT	90357	304260	2,636.89
SUSAN ORTIZ	0075-450-0075-09010	150.00	REFUND BOOTH (TRUST)		304261	150.00
PBS ENGINEERS, INC.	0010-701-0010-06100	939.00	PLAN CHECK	90202	304262	
	0010-701-0010-06100	88.67	PLAN CHECK	90202	304262	
	0010-701-0010-06100	2,419.00	PLAN CHECK	90202	304262	3,446.67
PVP COMMUNICATIONS INC	0010-801-3112-38400	179.45	POLICE EQUIPMENT REPAIR		304263	179.45

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
R S D REFRIGERATION	0010-801-4210-38150	20.14	AIR CONDITIONING PARTS	90183	304264	20.14
R S MEANS COMPANY LLC	0010-801-1703-39350	243.95	BUILDING CODE BOOKS		304265	243.95
RBF CONSULTING	0447-850-1701-31950	21,583.02	CONSULTING SERVICES	80464	304266	21,583.02
RED WING SHOE STORES	0092-801-4223-22300	176.27	SAFETY BOOTS-J MEDINA	90405	304267	176.27
REIMAGINE YOUR HOME	0010-801-4210-38100	434.91	WINDOW COVERINGS		304268	434.91
ROYAL WHOLESALE ELECTRIC	0092-801-4222-23400	277.51	WATER PARTS	90129	304269	416.92
	0092-801-4222-23400	139.41	WATER PARTS	90129	304269	
SAN ANDELL SWIMMING POOLS	0092-801-4222-23300	19.34	WATER SUPPLIES	90146	304270	19.34
SAN GABRIEL VALLEY WATER CO.	0092-801-4222-36300	59.03	WATER SERVICES		304271	59.03
RENA R. SEARS	0132-801-3101-33300	59.73	POLICE TRAINING		304272	167.59
	0132-801-3101-33300	48.13	POLICE TRAINING		304272	
	0132-801-3101-33300	59.73	POLICE TRAINING		304272	
SHRED-IT LOS ANGELES	0010-801-3114-38400	194.45	SHREDDING SERVICES		304273	194.45
SIGMANET, INC	0010-801-3230-24150	2,187.14	COMPUTER/SUPPLIES	90592	304274	4,634.70
	0010-801-3230-22750	2,447.56	COMPUTER/SUPPLIES	90592	304274	
SIMPLEXGRINNELL LP	0010-801-4210-38100	562.00	ALARM REPAIR	90179	304275	562.00

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
SMARDAN SUPPLY COMPANY	0010-801-4210-23300	114.01	PLUMBING SUPPLIES		304276	114.01
SONSRAY MACHINERY LLC	0060-801-4211-38410	279.74	FLEET PARTS-UNIT 018		304277	279.74
SOUTHERN CALIFORNIA EDISON CO	0444-801-5002-96067	297.00	NEW METER AND SERVICE		304278	297.00
SPOK, INC.	0010-801-3112-32050	120.22	PAGING SERVICES	90297	304279	124.97
	0092-801-4220-32050	4.75	PAGING SERVICES	90297	304279	
THE STANDARD INSURANCE CO.	0065-464	675.80	EXECUTIVE PREMIUM		304280	675.80
STEAMATIC OF SAN DIEGO AND CALIFORNIA	0010-801-4210-38100	1,500.00	WATER DAMAGE-311 RURAL		304281	1,950.00
	0010-801-4210-38100	450.00	WATER DAMAGE-LANGLEY		304281	
STETSON ENGINEERS, INC,	0093-801-4229-31950	550.05	NPDES PERMIT APPLICATION	90133	304282	2,142.25
	0093-801-4230-31950	550.06	NPDES PERMIT APPLICATION	90133	304282	
	0093-801-4226-31950	1,042.14	NPDES PERMIT APPLICATION	90133	304282	
STRATUS TECHNOLOGIES IRELAND, LTD	0010-801-3115-38400	3,735.00	POLICE CAD/RMS SERVER	90025	304283	3,735.00
SUPERIOR COURT OF CALIFORNIA - COUNTY OF MONTEREY	0010-701-0010-03620	10,191.54	CITATION PROCESSING		304284	10,191.54
TEMPLE CITY POWERSPORTS	0060-801-4211-23500	81.74	FLEET SERVICE MANUAL		304285	81.74
THE CHRYSALIS CENTER	0077-801-1111-31950	5,402.00	BID MAINTENANCE	90428	304286	5,402.00
RONDA THOMAS	0159-701-0159-07040	97.00	REFUND RECREATION CLASS		304287	97.00

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
MICHAEL THORNE	0075-450-0075-09010	300.00	REFUND VENDOR BOTH (TRUST)		304288	300.00
TOM'S CLOTHING & UNIFORMS INC	0010-801-3112-22310	300.00	UNIFORMS-K LUO	90029	304289	
	0010-801-3104-22310	503.23	UNIFORMS-R LOPEZ	90029	304289	
	0010-801-3114-22310	126.44	UNIFORMS-M ALLRED	90029	304289	
	0010-801-3113-22310	300.00	UNIFORMS-M BARFIELD	90029	304289	
	0010-801-3205-22310	131.05	UNIFORMS-C GOMEZ	90218	304289	
	0010-801-3102-22310	303.49	UNIFORMS-R BARRERA	90029	304289	
	0010-801-3101-22320	200.00	UNIFORMS-A DENG	90029	304289	
	0010-801-3101-22320	160.76	UNIFORMS-T HONG	90029	304289	
	0010-801-3101-22320	480.20	UNIFORMS-G LEIBSCHER	90029	304289	
	0010-801-3101-22320	134.40	UNIFORMS-M QUAN	90029	304289	
	0010-801-3104-22310	30.00	UNIFORMS-A GUEVARA	90029	304289	
	0010-801-3114-22310	173.56	UNIFORMS-M ALLRED	90029	304289	
	0010-801-3114-22310	256.20	UNIFORMS-D CASEY	90029	304289	
	0010-801-3103-22310	35.66	UNIFORMS-R COTA	90029	304289	
	0010-801-3103-22310	271.74	UNIFORMS-D ELLIOTT	90029	304289	
	0010-801-3103-22310	34.34	UNIFORMS-L NORRIS	90029	304289	
	0010-801-3103-22310	459.00	UNIFORMS-T WISNIEWSKI	90029	304289	
	0010-801-3103-22310	227.59	UNIFORMS-D VERA	90029	304289	
	0010-801-3101-22320	216.80	UNIFORMS-G LEIBSCHER		304289	
	0010-801-3103-22310	9.30	UNIFORMS-T DUENAS	90029	304289	
	0010-801-3103-22310	312.40	UNIFORMS-E KIM	90029	304289	
	0010-801-3103-22310	303.71	UNIFORMS-A PORTER	90029	304289	
	0010-801-3101-22320	122.51	UNIFORMS-D DELINKO	90029	304289	
	0010-801-3101-22310	8.83	UNIFORMS-D DELINKO	90029	304289	
	0010-801-3101-22310	182.47	UNIFORMS-J MARTINEZ	90029	304289	
	0010-801-3101-22310	198.65	UNIFORMS-C MIRELES	90029	304289	5,482.33

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TRANSTECH	0010-801-4212-31500	100.00	PLAN CHECK	90537	304290	
	0110-801-5004-99722	62.50	FIRE STA 61 RESURFACING	90537	304290	162.50
TRAW ASSOCIATES CONSULTING	0010-450-1703-02520	4,500.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	7,500.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	3,975.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	4,950.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	4,650.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	5,025.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	3,150.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	2,550.00	COMM DEV CONSULTING SVC	90632	304291	
	0010-450-1703-02520	3,825.00	COMM DEV CONSULTING SVC	90632	304291	40,125.00
TULSA GAS TECHNOLOGIES, INC.	0444-801-5002-96067	22,260.00	CNG STATION DISPENSER	90599	304292	
	0444-801-5002-96067	2,120.00	CNG STATION DISPENSER		304292	24,380.00
U S SAFETY AND SUPPLY COMPANY	0092-801-4223-22300	740.04	WATER SUPPLIES		304293	740.04
UNDERGROUND SERVICE ALERT	0092-801-4223-39300	156.00	UNDERGROUND UTILITY SERVICES	90144	304294	156.00
UNITED PAVING COMPANY (DBA)	0010-801-5004-91578	5,290.22	PARKING LOT IMPROVEMENTS	90475	304295	
	0010-801-5004-91583	4,297.93	PARKING LOT IMPROVEMENTS	90475	304295	9,588.15
UNITED STATES POSTAL SERVICE	0043-801-6509-31880	4,000.00	CASCADES POSTAGE	90269	304296	4,000.00
UNIVAR USA INC (CORP. HEADQUARTERS)	0093-801-4227-23300	5,718.88	WATER CHEMICALS	90509	304297	5,718.88
V & V MANUFACTURING INC	0010-801-3103-22750	28.29	POLICE BADGE REFINISHED		304298	28.29

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VENDOR NAME	ACCOUNT	AMOUNT	DESCRIPTION	P.O.	CHECK #	TOTAL
VCA CODE GROUP	0010-701-0010-06100	540.00	PLAN CHECK SERVICE	90203	304299	540.00
BEATRIZ VELAZQUEZ	0010-801-3101-22650	134.35	POLICE TRAINING		304300	134.35
DONNA VERA	0010-801-3103-22310	72.41	POLICE UNIFORM		304301	72.41
VETERINARY HEALTHCARE CENTER	0160-801-3103-22800	149.64	VETERINARY SERVICE		304302	149.64
WEST COAST ARBORISTS, INC.	0448-850-5002-91732	485.40	TREE MAINTENANCE SERVICES	80593	304303	1,117.60
	0448-801-5004-91732	73.40	TREE MAINTENANCE SERVICES		304303	
	0448-850-5002-91732	279.40	TREE MAINTENANCE SERVICES	80593	304303	
	0448-850-5002-91732	279.40	TREE MAINTENANCE SERVICES	80593	304303	
WEST COAST LIGHTS & SIRENS	0060-850-4211-54050	466.56	POLICE CAR CONVERSION		304304	466.56
WESTERN STATES ROOF SYSTEM, INC.	0010-801-4210-38100	3,190.00	ROOF REPAIR	90546	304305	3,190.00
WESTERN WATER WORKS SUPPLY CO.	0092-801-4223-23300	303.46	WATER SUPPLIES	90139	304306	2,196.55
	0093-801-4227-23300	1,754.90	WATER SUPPLIES	90141	304306	
	0092-801-4222-23700	33.72	WATER SUPPLIES	90141	304306	
	0092-801-4222-23700	104.47	WATER SUPPLIES	90141	304306	
WOLFE & WYMAN, LLP	0010-801-1601-31600	3,345.00	LEGAL SERVICES-HAGEDORN		304307	5,859.86
	0010-801-1601-31600	159.86	LEGAL SERVICES-F R ZUNIGA		304307	
	0010-801-1601-31600	2,355.00	LEGAL SERVICES-P THOMPSON		304307	
XIAO LING YU-LIU	0159-701-0159-07040	97.00	REFUND RECREATION CLASS		304308	97.00
TOTAL FOR PRINTED WARRANTS						897,514.85

CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015

31

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TOTAL FOR PREPAID WARRANTS	109,538.34
TOTAL FOR PRINTED WARRANTS	897,514.85
TOTAL WARRANTS	1,007,053.19
TOTAL VOID CHECKS	6
TOTAL PREPAID CHECKS	63
TOTAL CHECKS PRINTED	138
TOTAL CHECKS ISSUED	201



CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015  
FUND SUMMARY

32

FUND	DESCRIPTION	PREPAID	PRINTED	TOTAL
0010	GENERAL FUND	24,046.64	161,451.20	185,497.84
0022	STATE GAS TAX FUND	615.76	9,128.45	9,744.21
0042	SEWER FUND	0.00	13,238.87	13,238.87
0043	REFUSE FUND	17.51	424,981.42	424,998.93
0060	CITY SHOP FUND	0.00	7,892.27	7,892.27
0062	GENERAL LIABILITY FUND	5,302.49	6,103.75	11,406.24
0063	TECHNOLOGY INTERNAL SERV FUND	34,160.00	0.00	34,160.00
0065	PAYROLL CLEARING ACCOUNT	0.00	675.80	675.80
0075	SPECIAL DEPOSITS FUND	27,091.94	773.60	27,865.54
0077	BUSINESS IMPROVEMENT AREA #1	0.00	6,131.54	6,131.54
0092	WATER FUND	11,520.59	37,861.95	49,382.54
0093	WATER TREATMENT FUND	0.00	91,788.02	91,788.02
0109	OPA PROPOSITION A	87.16	0.00	87.16
0110	MEASURE R FUND	0.00	4,581.30	4,581.30
0131	LIBRARY TAX FUND	0.00	853.33	853.33
0132	STC STANDARDS/TRAINING/CORREC	0.00	621.29	621.29
0136	POST	270.00-	25.88	244.12-
0159	RECREATION FUND	0.00	194.00	194.00
0160	ASSET FORFEITURE	200.00	10,675.06	10,875.06
0166	PROPOSITION C	0.00	10,150.76	10,150.76
0176	MAINTENANCE DISTRICT 93-1	0.00	101.99	101.99
0184	USED OIL RECYCLING BLOCK GRANT	0.00	2,356.25	2,356.25
0264	USED OIL COMPETITIVE GRANT	0.00	60,550.50	60,550.50
0349	ELAC INSTRUCTIONAL SERV PROG	825.48	0.00	825.48
0440	SUSTAINABLE COMM PLANNING	5,940.77	0.00	5,940.77
0444	CNG FUELING SYSTEM GRANT	0.00	24,677.00	24,677.00
0447	MTA S GARFIELD TRANSIT VILLAGE	0.00	21,583.02	21,583.02
0448	TREE PLANTING COUNTY GRANT	0.00	1,117.60	1,117.60

CITY OF MONTEREY PARK  
FINAL WARRANT REGISTER  
COUNCIL MEETING DATE 05/20/2015  
FUND SUMMARY

33

FUND	DESCRIPTION	PREPAID	PRINTED	TOTAL
	TOTAL	109,538.34	897,514.85	1,007,053.19



# City Council Staff Report

DATE: May 20, 2015

AGENDA ITEM NO: **Consent Calendar  
Agenda Item 3-B.**

TO: The Honorable Mayor and City Council  
FROM: Joseph Leon, City Treasurer  
SUBJECT: Monthly Investment Report – April 2015

**RECOMMENDATION:** It is recommended that the City Council:

- (1) Receive and file the monthly investment report; and
- (2) Take such additional, related, action that may be desirable.


**EXECUTIVE SUMMARY:**

As of April 30, 2015 invested funds for the City of Monterey Park is \$79,376,239.00.

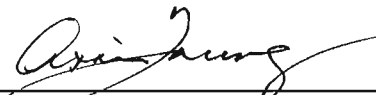
**BACKGROUND:**

In accordance with the City's Investment Policy, a monthly investment report is presented to the City Council showing the types of investments, dates of maturities, amounts of deposits, rates of interest, and the current market values for securities with maturity more than 12 months.


Respectfully submitted by:

  
\_\_\_\_\_  
Joseph Leon  
City Treasurer

Prepared by:

  
\_\_\_\_\_  
Annie Yaung, CPFO  
Controller

Approved by:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

  
\_\_\_\_\_  
Chu Thai  
Director of Management Services

**CITY OF MONTEREY PARK  
INVESTMENT REPORT  
AS OF APRIL 30, 2015**

INSTITUTION NAME	PURCHASE DATE	MATURITY DATE	INTEREST RATE	% OF PORTFOLIO	AMOUNT
<b>INVESTMENTS:</b>					
CERTIFICATES OF DEPOSIT <sup>(2)</sup>					
AMERICAN PLUS BANK	12/02/13	12/02/15	0.80%		140,000.00
ASIAN PACIFIC NATIONAL BANK	03/04/15	03/04/16	1.05%		200,000.00
CATHAY BANK	08/14/14	08/14/15	0.80%		100,000.00
CATHAY BANK	10/07/14	10/07/15	0.80%		150,000.00
EAST WEST BANK	11/10/14	11/10/15	1.14%		250,000.00
EVERTRUST BANK	11/10/14	11/12/15	0.90%		100,000.00
EVERTRUST BANK	10/07/14	10/08/15	0.80%		150,000.00
FIRST CHOICE BANK	08/07/14	08/10/15	0.80%		240,000.00
FIRST GENERAL BANK	08/15/13	08/15/15	1.00%		240,000.00
PREFERRED BANK	06/06/14	06/06/15	0.90%		100,000.00
PREFERRED BANK	03/03/15	03/03/16	0.85%		140,000.00
TOMATO BANK, N.A.	03/04/15	03/04/16	0.90%		100,000.00
TOMATO BANK, N.A.	02/04/15	02/04/16	0.80%		140,000.00
ROYAL BUSINESS BANK	06/24/14	06/24/15	0.70%		250,000.00
BEAL BANK USA	12/18/13	12/16/15	0.60%		240,000.00
GE CAPITAL RETAIL BANK	09/13/13	09/13/16	1.05%		240,000.00
CAPITAL ONE BK USA	01/22/15	01/23/17	0.70%		240,000.00
DISCOVER BANK	05/13/15	05/15/17	0.95%		240,000.00
GOLDMAN SACHS BANK USA	04/10/13	10/13/15	0.65%		240,000.00
COMENITY BANK	06/06/13	06/12/15	0.50%		200,000.00
STATE BANK OF INDIA	06/11/13	06/24/15	0.60%		200,000.00
BMW BANK NORTH AMERI	06/25/13	06/29/15	0.75%		240,000.00
AMERICAN EXPR CENT BANK	09/19/13	09/19/16	1.10%		240,000.00
BLUE HILLS BANK	05/30/14	05/30/17	0.95%		240,000.00
TOTAL CDs (24)		Average	0.913%	5.82%	<u>4,620,000.00</u>

BANK OF THE WEST SAVINGS	ON DEMAND	0.190%	0.04%	<u>35,290.86</u>
LA COUNTY TREASURY POOL	ON DEMAND	0.680%	93.43%	<u>74,160,760.13</u>
LOCAL AGENCY INVESTMENT FUND	ON DEMAND	0.260%	0.71%	<u>560,188.01</u>

**TOTAL INVESTMENTS** 100.00% **\$ 79,376,239.00**

**BANK BALANCE: <sup>(1)</sup>** **\$ 3,181,029.45**

AVERAGE MATURITY DAYS 15

AVERAGE INTEREST RATE FOR THE MONTH 0.686%

**THE CITY'S INVESTMENT HAS SUFFICIENT LIQUIDITY TO MEET THE CITY'S EXPENDITURE REQUIREMENTS FOR THE NEXT 180 DAYS. THE 180-DAY LIQUIDITY DISCLOSURE IS REQUIRED PER GOVERNMENT CODE 53646.**

**THERE HAVE BEEN NO VARIANCES TO THE INVESTMENT POLICY.**

**CERBT STRATEGY 1 ONE YEAR PERFORMANCE RETURN AS OF 3/31/2015:** 5.66%

(1) Bank balance is maintained to cover outstanding warrants and payroll checks as well as compensated balances.

(2) Interest paid monthly

**CITY OF MONTEREY PARK**  
**INVESTMENT BY FUNDS PER CASH BASIS**

<b>FUND</b>	<b>DESCRIPTION</b>	<b>4/30/2015</b>
0010	GENERAL FUND	18,116,999.16
0012	RETIREMENT FUND	481,859.97
0022	STATE GAS TAX FUND	2,277,236.46
0042	SEWER FUND	1,602,212.23
0043	REFUSE FUND	1,394,773.79
0060	CITY SHOP FUND	1,806,148.26
0061	SEPARATION BENEFITS FUND	3,609,661.00
0062	GENERAL LIABILITY FUND	2,741,493.66
0063	TECHNOLOGY INTERNAL SERV FUND	980,006.38
0065	PAYROLL CLEARING ACCOUNT	237,221.35
0070	PARK FACILITIES FUND	229,038.75
0071	PUBLIC SAFETY IMPACT FEE FUND	272,819.13
0075	SPECIAL DEPOSITS FUND	2,109,038.46
0077	BUSINESS IMPROVEMENT AREA #1	219,359.11
0080	WORKERS COMP FUND	3,128,035.97
0085	PENSION LIABILITY FUND	7,842,427.00
0092	WATER FUND	12,897,807.81
0093	WATER TREATMENT FUND	13,166,563.65
0109	OPA PROPOSITION A	2,300,043.57
0110	MEASURE R FUND	1,637,449.67
0115	CFF CALIF FOUNDATION FUNDS	20,780.46
0131	LIBRARY TAX FUND	290,217.57
0132	STC STANDARDS/TRAINING/CORREC	2,906.21
0152	HOME HOUSING PROGRAM	59,256.74
0160	ASSET FORFEITURE	692,739.35
0161	CONSTRUCTION AGENCY FUND	9,519.08
0163	CAL LIBRARY LITERACY SVC GRANT	16,573.74
0165	AIR QUALITY IMPROVEMENT FUND	235,991.53
0166	PROPOSITION C	826,962.61
0176	MAINTENANCE DISTRICT 93-1	278,877.62
0184	USED OIL RECYCLING BLOCK GRANT	94,672.01
0192	STATE LAW ENFORCE SVC (COPS)	131,310.98
0194	MED LIFE TRAFFIC SIGNALS FUND	64,575.27
0201	LOS ANGELES COUNTY GRANT	8,544.87
0203	CERCLA LIABILITY FUND	714,783.65
0211	ECO DEVELOP. INITIATIVE (EDI)	582,900.53
0214	BEVERAGE CONTAINER RECYCLING	71,580.95
0233	AIR QUALITY INVEST PROG GRANT	60,475.52
0306	AB109 TASK FORCE GRANT	32,126.94
0330	SR PEDESTRIAN & BICYCLE SAFETY	0.01
0343	RECREATION GRANT (075)	29,513.41
0344	MAINTENANCE GRANT (075)	110,254.87

**CITY OF MONTEREY PARK**  
**INVESTMENT BY FUNDS PER CASH BASIS**

<u>FUND</u>	<u>DESCRIPTION</u>	<u>4/30/2015</u>
0349	ELAC INSTRUCTIONAL SERV PROG	66,817.27
0351	VIDEO SERV FRANCHISE TRUST	10,372.47
0356	LACMTA FUNDS	2,305.32
0415	PASSPORT TRUST GRANT	6,122.98
0421	ASPHALT/CONCRETE INCENTIVE	193,754.64
0422	LIBRARY AUTOMATION TRUST GRANT	3,078.38
0428	CA COUNCIL FOR THE HUMANITIES	1,500.00
0429	NURSERY RHYME APP GRANT	3,857.62
0436	DISASTER MANAGEMENT AREA C	1,868.00
0449	TEACHER IN A TABLET	3,912.25
0465	GROUND EMERG MEDICAL TRANSPORT	252,508.74
0502	LA ASTRONOMICAL SOCIETY GRANT	5,463.30
0880	CITY/HOUSING SPECIAL REVENUE	788,978.58
	OUTSTANDING CHECKS	(3,349,059.85)
	<b>TOTAL INVESTMENT</b>	<b>79,376,239.00</b>



# City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-C.**

**TO:** Honorable Mayor and City Council  
**FROM:** Jim Smith, Chief of Police  
**SUBJECT:** Approval of Vendor and Spending of 2014 Urban Area Security Initiative Grant

## **RECOMMENDATION:**

It is recommended that the City Council:

1. Approve Sole Source Vendor purchase for (2) Mobile ALPR Systems
2. Approve expenditure of Grant Funding in the amount of \$45,000.00 from the 2014 UASI Grant from the City of Los Angeles,
3. Take such additional, related, action that may be desirable.

## **EXECUTIVE SUMMARY:**

Under the Urban Area Security Initiative Grant (UASI) 2014, the Los Angeles County Police Chief's Association (LACPCA) agreed to continue its support of the Automated License Plate Reader program (ALPR) throughout Los Angeles County. The Monterey Park Police Department received \$45,000.00 in grant funding through the 2014 UASI grant, which is managed through the City of Los Angeles Mayor's Office, to purchase two (2) ALPR systems.

At the April 15, 2015 City Council meeting, Council approved and accepted, on consent calendar, the grant funding through the 2014 UASI Grant (resolution #11730).

## **BACKGROUND:**

The City was recently awarded grant funding through the 2014 Urban Area Security Initiative, UASI, to purchase the ALPR systems. The grant will allow sole source procurement provided we follow our City's purchasing guidelines.


We currently have (3) PIPS ALPR units and our current technology infrastructure supports PIPS technology products and software which has been built over the course of several years. Currently, Advanced Electronics, Inc. has an exclusive agreement with PIPS to sell ALPR units utilizing a regional pricing approach.

For these reasons, the Police Department is requesting that a Sole Source exemption be given to Advanced Electronics, Inc. for the procurement of (2) ALPR systems. The purchase will be reimbursed by the 2014 UASI Grant program through the City of Los Angeles.

**FISCAL IMPACT:**

The total cost of this project is \$44,999.00 which will be funded by the 2014 UASI Grant through the City of Los Angeles.

Respectfully submitted by:

  
\_\_\_\_\_  
Jim Smith  
Chief of Police

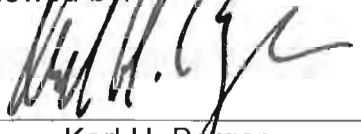
Prepared by:

  
\_\_\_\_\_  
Steve Coday  
Lieutenant

Approved by:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Reviewed by:

  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney





# City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-D.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Dan Costley, Recreation and Community Services Director  
**SUBJECT:** 2015 Lunar New Year Celebration

## **RECOMMENDATION:**

It is recommended that the City Council:

1. Receive and file 2015 Lunar New Year Financial Statement

## **EXECUTIVE SUMMARY:**

The City's Seventeenth Annual Lunar New Year Celebration was held on February 7<sup>th</sup> and 8<sup>th</sup>, 2015. This year's event expanded an additional 2 blocks, covering East Garvey Avenue in the downtown area; Starting at Alhambra Ave. and traveling west to Ramona Ave. The expansion to a total of 7 blocks featured over 250 vendors and two performance stages.

The 2015 Lunar New Year Event's total revenue equaled \$401,777 and receipts for expenditures equaled \$389,383, with a net profit of \$12,393 (Attachment A)

As part of the City's 100<sup>th</sup> anniversary celebration and the Year of the Monkey, the City of Monterey Park, the city's Business Improvement District Advisory committee (BIDAC) and World Journal Los Angeles, LLC will again collaborate to produce one of the largest Lunar New Year events in the San Gabriel Valley on January 30<sup>th</sup> and 31<sup>st</sup>, 2016.

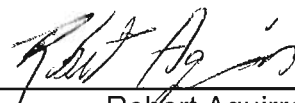
## **FISCAL IMPACT:**

World Journal LA, LLC has issued a check in the amount of \$7,500 to the City to assist with the cost of staff during the event. World Journal sent a check in the amount of \$2,478 (20% of the Net revenue per the Lunar New Year agreement) which will be forwarded to BIDAC.

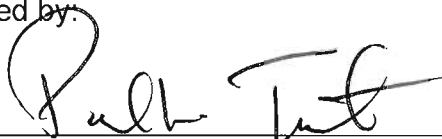
Respectfully submitted by:

  
\_\_\_\_\_  
Dan Costley  
Recreation and Community  
Services Director

Prepared by:

  
\_\_\_\_\_  
Robert Aguirre  
Recreation Superintendent

Approved by:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Reviewed by:

  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney

**ATTACHMENT:**

1. 2015 Lunar New Year Financial Statement

**ATTACHMENT A**  
**2015 LUNAR NEW YEAR FINANCIAL STATEMENT**

## 2015 Lunar Year Festival Financial Statement

### A. Revenues:

1. Booth's Rev.	194,715.00
2. Sponsors' Rev.	158,200.00
3. LA Voice Contest Rev.	42,000.00
4. Com. of Playground:	6,862.00
Total Revenues:	<u>\$ 401,777.00</u>

### B. Expenses:

1. Event Insurance:	5,711.60
2. County Health Dept.'s Permit:	311.00
3. Rental for Tents, Tables & Chairs, Lighting:	39,185.02
4. Rental for Restrooms & Sinks:	13,209.87
5. Electricity Service:	22,000.00
6. Rental for Water Barriers:	1,983.80
7. Security Service:	6,394.50
8. Rental for Parking Spaces:	
a. Monterey Park Town Center	2,000.00
b. Hon Kong Café	500.00
c. Church	125.00
d. Auto Repair Co.	<u>100.00</u>
	2,725.00
9. Festival Site Cleaning Fees:	
a. Picking Up Trash	2,560.00
b. Cleaning Up Site	300.00
c. Purchasing 45 Gal. Trash Cans	<u>523.12</u>
	3,383.12

10. Media Advertisements:

a. World Journal LA	40,740.00	
b. WJLA for LA Voice	45,796.00	
c. WJLA for Pet's Talent Show	2,713.00	
d. WJLA for Photo Contest	8,100.00	
e. Monterey Park Journal	350.00	
f. San Gabriel Tribute	2,778.00	
g. Korean Times	3,340.00	
h. AM 1300 & AM 1430	3,540.00	
i. AM1370	1,288.00	
j. Channel LA 18	4,000.00	
k. ETTV	2,080.00	
l. ICN/IAVC	2,080.00	
m. EDI Media	800.00	
n. CTI TV	2,236.00	
o. SKY Link TV	1,976.00	
p. WaCow LA Web Media	10,000.00	
q. Facebook Ads.	617.33	
		132,434.33

11. LA Voice Contest Fees:

a. Cash Prizes	3,500.00	
b. Performers Reward	850.00	
c. Meals	329.92	
d. Facebook Advertisement	370.71	
e. Flowers for Stages' Decorations	348.80	
f. Certificate Holders & Frames	69.02	
		5,468.45

12. Customs Expenses:

a. #20141226	489.12	
b. #20150120	1,371.24	
		1,860.36

13. Performance Costs:

a. DJ Service	1,500.00
b. Dragon Dance	1200.00
c. Lion Dance	1,800.00
d. Ms. Lin's Cooking	300.00
e. Galaxy Youth Art Performing Group	200.00
f. Blue Moon Belly Dance	200.00

g. Samba Shows	440.00	
h. Budda dance	90.00	
i. Hostess Service	<u>1,000.00</u>	6,730.00
14. Festival Video Exp.:		3,500.00
15. WJLA Employees' Service:		6,855.06
16. Newsman Co's Labor Service:		18,756.56
17. Office Depot & Costco Supplies:		4,236.82
18. Laterns & Marble Game Machines:		
a. Laterns	1,887.45	
b. Marble Game Machines	<u>460.87</u>	2,348.32
19. Cellphone Photo Contest Fees:		
a. Cash Prizes	1,900.00	
b. Apple Ipads & Beats Prizes	<u>1,005.17</u>	2,905.17
20. Linen Tablecloths:		
a. #527	768.50	
b. #17698	<u>466.14</u>	1,234.64
21. Com. for Recruiting Vendors & Sponsors:		57,262.68
22. Com. For Actual Goods & Prizes Sponsors:		1,982.84
23. Meals & Sancks Fees:		
a. WJLA	3,030.00	
b. KiKi Bakery	957.84	
c. Cathy's Bakery	<u>742.00</u>	4,729.84
24. Stages & Lighting's Setting Up Exp.:		14,500.00
25. Monterey Park City Service:		7,500.00
26. Balloon Arches Supplies & Shipping Fees:		2,110.55

27. Flags, Banners & Labor:

a. Flags	1,302.33	
b. Banners	5,525.00	
c. Installing & Removal	<u>2,700.00</u>	
		9,527.33

28. Posters & Wish Cards Printing Fees:

a. #44656	599.50	
b. #44678	370.60	
c. #44634	249.61	
d. #3826263	<u>350.40</u>	
		1,570.11

29. Rental for Message Boards and Purchasing for Trophies & Walkies Talkies:

a. #145428	840.00	
b. #17404	932.97	
c. FOS4737581E	<u>509.50</u>	
		2,282.47

30. Miscellanences:

a. Hotel for Resting	918.40	
b. Cash Prizes for Pet Contest	350.00	
c. Red Envelops & Spring Festival Couplets	70.00	
d. Vest Cleaning Fee	219.50	
e. Trucking Fee	365.03	
f. Diabolo Performming	600.00	
g. T Shirts	845.88	
h. Pinwheels	1,041.00	
i. Panda Ad. Sign	270.69	
j. Other Fees	<u>2,003.13</u>	
		6,683.63

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Total Expenses	\$	<u>389,383.07</u>
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C. Profit:	\$	<u>12,393.93</u>
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D. Commission:	\$	<u><u>2,478.79</u></u>
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## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar**  
**Agenda Item 3-E.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Dan Costley, Director of Recreation & Community Services Department  
**SUBJECT:** Night Market – Change to two day events

### **RECOMMENDATION:**

It is recommended that the City Council consider:

1. Allowing the Monterey Park Night Market to operate two events on two consecutive days – the first event July 17<sup>th</sup> and 18<sup>th</sup> and the second on October 23<sup>rd</sup> and 24<sup>th</sup> at Barnes Park and
2. Taking such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

In May 2014 the City Council initially approved a proposal by the Monterey Park Chamber of Commerce to hold a 'Night Market' be held on the third Friday of each month at Barnes Park, in conjunction with the established Farmers' Market. The 'Night Market' featured entertainment, ethnic & fusion foods, shopping opportunities, and art & games, with most of the activities taking place at the ball diamond and Amphitheatre. The Chamber of Commerce worked with local marketing company KCM to handle event logistics and publicity; the Chamber was responsible for paying all necessary fees and staffing costs involved in the event.

The Chamber and KCM successfully held five Night Markets at Barnes Park, ending in November; the organizers felt holding the event during the colder months of December, January and February would not be a viable option.

Further analysis of the revenue and expenditures has led to the request to conduct the market on two consecutive dates twice during the year – this would reduce rental fees, inspection fees, permits, etc., while keeping marketing costs the same and more than doubling up on the hours of the event – the Friday hours would remain 5:30 to 10:30 p.m., while the Saturday hours would be 2:30 p.m. to 10:30 p.m. The longer hours would also be more enticing to many of the vendors, ensuring a wide variety of booths. This would give the community more opportunities to come out to enjoy the event.



**BACKGROUND:**

The first Night Market in July 2014 attracted over 8,000 people, with the event featuring 27 food booths/trucks, and approximately 15 vendors & artists, plus a beer & wine garden, and entertainment by a top quality Beatles cover band. While the subsequent events did not draw as many as the opening night, there were good crowds for each event, with the participants enthusiastic about the event

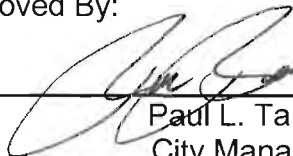
**FISCAL IMPACT:**

This year the vendors at the event will pay for a business license if they do not already have one; depending on the number of vendors, the City could collect \$1,500 to \$2,000. The City is not scheduled to receive a portion of any profits until June of 2016, when the City will receive 25% of the profits above \$6,000 per event.

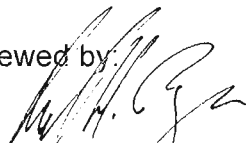
Respectfully prepared and submitted,

  
\_\_\_\_\_  
Dan Costley  
Director  
Recreation & Community  
Services Department

Approved By:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Reviewed by:

  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney



## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-F.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Dan Costley, Recreation & Community Services Director  
**SUBJECT:** MTA Tap Card purchases – Increase of Purchase Order above \$25,000

### **RECOMMENDATION:**

It is recommended that the City Council:

1. Consider approving an increase of the purchase order to the Metropolitan Transit Authority to \$35,000 , to cover the additional purchases of TAP cards for the remainder of Fiscal Year 2014-2015 (Account number 0109-801-6511-41200); and
2. Take such additional, related action that may be desirable.

### **EXECUTIVE SUMMARY:**


The City sells Transit Access Pass cards (TAP cards) at Langley Center, which gives senior residents the opportunity to utilize the Metropolitan Transit Authority System. The City provides a \$3.00 subsidy each month – residents are charged \$14.00 to 'load' their card for the month and then the City pays the MTA \$17.00. The fees charged to the residents accounts for 82% of the cost.

A procedural change took place, with the City now sending the money directly to the MTA; formerly, the money that was collected at Langley was sent to the Friends of the Seniors non-profit organization, which then forwarded the money to the MTA. The new process eliminates a step that is no longer necessary, but it will increase the total amount of money paid to MTA to approximately \$35,000.

### **FISCAL IMPACT:**

The subsidy to the residents remains the same; the increased amount of money sent to the Metropolitan Transit Authority is all money that is collected from residents who are purchasing TAP cards. This money is from the Los Angeles County Proposition A Transit Fund.

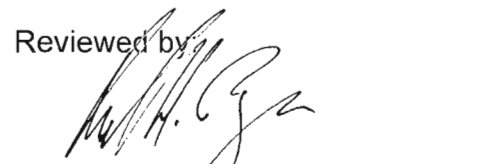
Respectfully prepared and submitted,

  
Dan Costley  
Recreation and Community  
Services Director

Approved By:

  
Paul L. Talbot  
City Manager

Reviewed by:

  
Karl H. Berger  
Assistant City Attorney



## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-G.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Ron Bow, Director of Public Works/Assistant City Manager  
**SUBJECT:** Ackley Drainage Improvements

### **RECOMMENDATION:**

It is recommended that the City Council consider:

1. Receiving the Notice of Completion recorded by the Public Works Director on May 14, 2015 accepting the Ackley Drainage Improvements completed by Gentry Brothers, Inc.;
2. Authorizing the allocation of an additional \$2,300 in Measure R Funds to cover the final cost of the project; and
3. Take such additional, related action that may be desirable.

### **BACKGROUND:**

On February 18, 2015 the City Council awarded a contract to Gentry Brothers, Inc. in the amount of **\$115,015** for the Ackley Drainage Improvements. The Council also authorized a ten percent contingency (**\$11,500**) for any unforeseen construction changes for a total funding allocation of **\$126,515**. The project included the reconstruction of the curb & gutter on the east and west sides of Ackley Street and reconstruction of adjacent driveways and cross-gutters at San Patricio and Arroyo Drives. In addition, four new ADA curb ramps were constructed and the street was be repaved to match the new gutter elevations. The project is now complete, and the work has been inspected and approved by the Public Works Department.

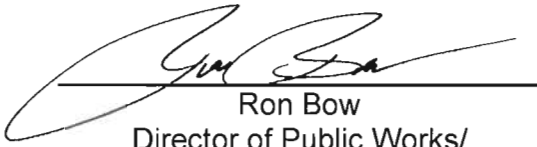
Pursuant to City Council Resolution No. 11701, the Public Works Director recorded the Notice of Completion for this project on May 14, 2015 (the "NOC"). A copy of the NOC is attached.

The final cost of the project was **\$128,715.75**, which included **\$13,700.75** in change order work necessitated by field conditions encountered during construction. The change order work included additional roadway removals, grading and asphalt paving, in order to match the new gutter elevations with milder street cross-slope.

**FISCAL IMPACT:**

This project is funded with Measure R Funds (Account No. 0110-5003-91928). The final cost of the project was **\$128,715.75**. Since the final cost of the project exceeded the original ten percent contingency by **\$2,200.75**, an additional allocation in the amount of **\$2,300** in Measure R Funds (Account No. 0110-5003-91928) is requested to cover the cost of the project.

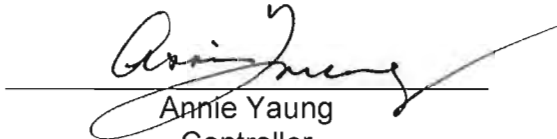
Respectfully submitted by:

  
\_\_\_\_\_  
Ron Bow  
Director of Public Works/  
Assistant City Manager

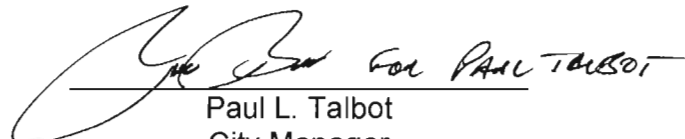
Prepared by:

  
\_\_\_\_\_  
Rey Alfonso  
Assistant City Engineer

Reviewed by:

  
\_\_\_\_\_  
Annie Young  
Controller

Approved by:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Approved by:

  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney

**ATTACHMENT:**

1. Notice of Completion

# **ATTACHMENT 1**

## **Notice of Completion**

PLEASE RETURN TO:

RON BOW  
DIR OF PUBLIC WORKS/ASST CITY MANAGER  
CITY OF MONTEREY PARK  
320 West Newmark Avenue  
Monterey Park, California 91754



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**NOTICE OF COMPLETION**

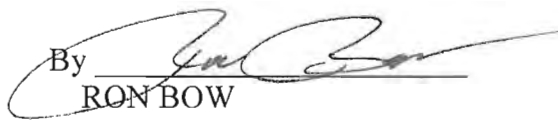
1. The CITY OF MONTEREY PARK is the Owner of the property hereinafter described.
2. The full address of the City is: CITY OF MONTEREY PARK  
320 West Newmark Avenue  
Monterey Park, CA 91754
3. The nature of the title is: Fee
4. A work of improvement on the property hereinafter described to be accepted by City Council action on May 20, 2015.
5. The name of the Contractor for such work of improvement was:  
  
GENTRY BROTHERS, INC.  
984 LIVE OAK AVENUE, IRWINDALE, CA 91706
6. The property on which said work of improvement was complete: East and West side of Ackley Street, Monterey Park, CA.
7. Description of work: Drainage improvements, including curb and gutter reconstruction.

RON BOW, declares as follows: That he is the Director of Public Works / Assistant City Manager for the City of Monterey Park, the municipal corporation that executed the foregoing Notice as Owner of the aforesaid interest or estate in the property therein described; that he makes this verification on behalf of said corporation; that he has read said notice and knows the contents thereof, and that the facts therein stated are true.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

DATED: 5/14/2015

CITY OF MONTEREY PARK

By   
RON BOW  
Director of Public Works / Asst. City Manager



## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-H.**

**TO:** Paul L. Talbot, City Manager  
**FROM:** Ron Bow, Director of Public Works / Assistant City Manager  
**SUBJECT:** Preferential Parking Districts

**Recommendations:** It is recommended that the City Council:

- (1) Adopt Resolution No. \_\_\_\_ to include additional streets to the preferential parking districts; and
- (2) Take such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

The City Council should consider including additional preferential parking districts to the existing permit parking system. The Traffic Commission has reviewed and recommends approval of these districts.

### **BACKGROUND:**

Over the last several years, the City established permit parking areas on several neighborhood streets at the request of the residents of those streets. Resolution No. 10931 establishes such parking districts.

The Traffic Commission, at its regular meeting of January 2015 and March 2015, recommended that several additional preferential parking districts be added. To ensure implementation of these preferential parking districts, it is recommended that the City Council amend Resolution No. 11634 to confirm that the City may properly enforce the permitting system in these districts. If adopted, the draft resolution would add the following districts pursuant to Vehicle Code § 22507:

7:00 a.m. to 7:00 p.m., Monday through Friday

- l) Collegian Avenue, (west side) First Street to end of cul de sac;
- m) Gladmar Avenue, Collegian Avenue to Sherbrook Street;
- n) Sherbrook Street, Gladmar Avenue to First Street;

No other changes are recommended.



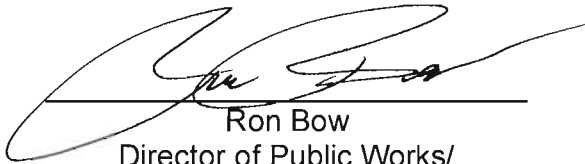
**FISCAL IMPACT:**

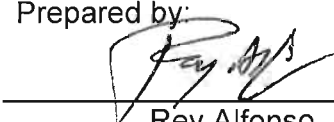
There is no negative fiscal impact to the City except for the issuance of parking permits. Parking permits are free to the residents living in the parking districts. Any potential costs incurred by the permit issuance will be offset by the potential increase in revenue from violations.

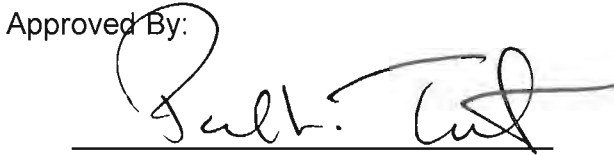
**CEQA:**

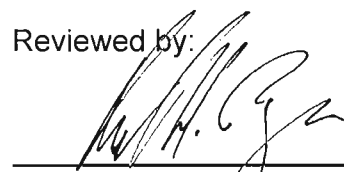
The proposed action is exempt from the requirements of the California Environmental Quality Act (Pub. Res. Code §§ 21000, *et seq.*; "CEQA") and CEQA Guidelines (Cal. Code Regs. Title 14, §§ 15000, *et seq.*) in accordance with CEQA Guidelines § 15305 (Class 5 – Minor Alterations in Land Use Limitations). The project involves a negligible expansion of use; there is only a minor change in the operation of an existing use. The project would not result in significant effects related to traffic, noise, air quality, or water quality and it can be adequately served by all required utilities and public services.

Respectfully submitted,

  
\_\_\_\_\_  
Ron Bow  
Director of Public Works/  
Assistant City Manager

Prepared by:  
  
\_\_\_\_\_  
Rey Alfonso  
Assistant City Engineer

Approved By:  
  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Reviewed by:  
  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney

Attachment:  
1. Resolution

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION AMENDING RESOLUTION NOS. 10931 AND 11634 REGARDING PREFERENTIAL PARKING AREAS WITHIN THE CITY WHERE PARKING PERMITS MAY BE USED IN ACCORDANCE WITH VEHICLE CODE § 22507.**

BE IT RESOLVED by the Council of the City of Monterey Park as follows:

SECTION 1: The City Council finds and declares as follows:

- A. This Resolution is adopted in accordance with Vehicle Code § 22507 and Resolution Nos. 10931 and 11634 which establish certain “preferential parking” areas;
- B. This Resolution reviewed by the City’s Community Development Department for consistency with the circulation element of the General Plan and conformity with the Monterey Park Municipal Code (“MPMC”);
- C. The City reviewed this Resolution’s environmental impacts under the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, “CEQA”), the regulations promulgated thereunder (14 Cal. Code of Regulations §§15000, *et seq.*, the “CEQA Guidelines”), and the City’s Environmental Guidelines;
- D. On May 6, 2015 the City Council conducted a public meeting to receive public testimony and other evidence regarding, in part, this Resolution including, without limitation, information provided to the Council by the Police Department; and
- E. This Resolution, and its findings, are made based upon the evidence presented to the Council at its May 6, 2015 meeting.

SECTION 2: *Findings.* Pursuant to Resolution No. 10931, the City Council makes the following findings:

- A. *Regular Interference.* That nonresident vehicles substantially and regularly interfere with the use of the majority of parking spaces within the preferential parking areas defined below. This is primarily attributable to the use of parking spaces by employees of neighboring businesses;
- B. *Regular Intervals.* Such interference occurs on a daily basis, particularly during work days;

- C. *Noise.* These nonresident vehicles significantly contribute to unreasonable noise; traffic hazards; and environmental pollution; and
- D. *Shortage Of Parking Spaces.* Residents within these parking areas are unable to reasonably and conveniently utilize parking spaces that are adjacent to their dwelling units.

SECTION 3: *Creation of Zone 1 Preferential Parking Area.* The City Council establishes the Preferential Parking Areas and amends Section 3 of Resolution No. 11634 as follows:

7:00 a.m. to 7:00 p.m., Monday through Friday

- l) Collegian Avenue, (west side) First Street to end of cul de sac
- m) Gladmar Avenue, Collegian Avenue to Sherbrook Street
- n) Sherbrook Street, Gladmar Avenue to First Street

SECTION 4: *Parking Restrictions.* Vehicles parking within these areas must comply with the MPMC. The Police Chief, or designee, is authorized to enforce this Resolution.

SECTION 5: *Environmental Assessment.* This Resolution is exempt from the requirements of the California Environmental Quality Act (Pub. Res. Code §§ 21000, *et seq.*; "CEQA") and CEQA Guidelines (Cal. Code Regs. Title 14, §§ 15000, *et seq.*) in accordance with CEQA Guidelines § 15305 (Class 5 – Minor Alterations in Land Use Limitations). The project involves a negligible expansion of use; there is only a minor change in the operation of an existing use. The project would not result in significant effects related to traffic, noise, air quality, or water quality and it can be adequately served by all required utilities and public services.

SECTION 6: *Notification.* The Public Works Director, or designee, is authorized to erect such street signs as are needed to properly notify the general public of the restrictions on parking in the preferential parking zone created through this Resolution.

SECTION 7: *Supersession.* Supersession of previous preferential parking zones does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Resolution's effective date. Any such superseded part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Resolution.

SECTION 8: *Effective Date of this Resolution.* This Resolution will become effective immediately upon adoption and will remain in effect unless repealed or superseded.

PASSED AND ADOPTED this 6<sup>th</sup> day of May, 2014.

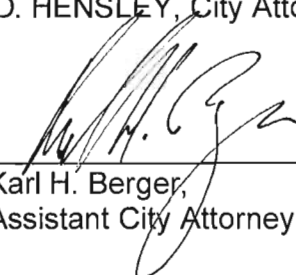
\_\_\_\_\_  
Hans Liang, Mayor

ATTEST:

\_\_\_\_\_  
Vincent D. Chang,  
City Clerk

APPROVED AS TO FORM:  
MARK D. HENSLEY, City Attorney

By:

  
\_\_\_\_\_  
Karl H. Berger,  
Assistant City Attorney



## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-I.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Ron Bow, Director of Public Works/Assistant City Manager  
**SUBJECT:** Approval of Metrolink Station JPA Agreement

### **RECOMMENDATION:**

It is recommended that the City Council:

1. Authorize the City Manager to execute the Metrolink Joint Powers Agreement, in a form approved by the City Attorney; and
2. Take such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

The Joint Exercise of Powers Agreement (JPA) with the County of Los Angeles, City of Los Angeles, City of Alhambra and California State University of Los Angeles (CSULA) to provide for operation and maintenance of the CSULA Metrolink Station terminates on September 30, 2015. To continue the operation of the Station, the execution of a new Agreement is needed.

### **BACKGROUND:**

When Metrolink was formed in 1991 to operate a network of commuter rail trains that would connect five counties in Southern California, the City of Alhambra invited the City of Monterey Park, City of Los Angeles, County of Los Angeles and the California State University of Los Angeles (CSULA) to establish a station at CSULA. This would be the closest rail station to both the cities of Alhambra and Monterey Park. The station serves Metrolink's San Bernardino Line that travels from San Bernardino to Downtown Los Angeles Union Station and is located adjacent to the Metro bus station at CSULA. Attachment 2 is a map that identifies the location of the station.

In January 1992, City Council authorized the City Manager to enter into an agreement with the County of Los Angeles, City of Los Angeles, City of Alhambra and CSULA to design and construct the CSULA Metrolink Station.

In August 1995, City Council authorized the City Manager to execute the Joint Exercise Powers Agreement (JPA) with the four agencies for the operation and maintenance of the Station. The 20-year Agreement expires on September 30, 2015 and a new agreement must be executed in order to continue the operation of the station.

The new Agreement has the same provisions as the 1995 Agreement. Cost sharing has been modified slightly; however, the City of Monterey Park's share remains at 12.5%. The following table shows the share of cost among the five parties.

Agency	Contribution
County of Los Angeles	25.0%
City of Los Angeles	22.5%
City of Alhambra	22.5%
City of Monterey Park	12.5%
CSULA	17.5%
Total	100%

The new Agreement will also have a 20-year term that expires on June 30, 2036. All parties are obligated to participate for a minimum of 5 years. After that 5-year period, any contracting party can withdraw by providing a 14-month advance notice.

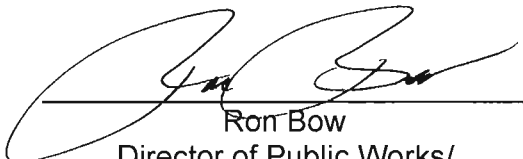
The annual operations budget of the CSULA Metrolink Station has remained the same for the past five years at \$225K, with the City's annual share of cost at \$28,082. The primary costs are insurance (\$130K) and security (\$65K). The JPA currently carries a fund balance of \$100K. The chief financial officer of Alhambra acts ex officio as the Treasurer and Controller of the Authority and is reimbursed for financial management services at \$2,500 annually.

The Spirit Bus serves the CSULA Metrolink station via Route #5 and a Metrolink Shuttle. Route #5 operates Monday to Friday from 6:30 AM to 6:30 PM and the Metrolink Shuttle operates peak morning and evening hours (i.e., 6:00 to 9:00 AM and 3:00 to 6:00 PM). Route #5 carries an average of 4,400 passengers each month or 210 daily. The Metrolink Shuttle ridership is less at 1,300 a month and 60 daily. However the shuttle operates only 6 hours a day compared to 12 hours for Route #5.

**FISCAL IMPACT:**

The City's share of cost for FY 2016 is \$28,082 and is paid out of Proposition C Local Returns. No General Funds are used.

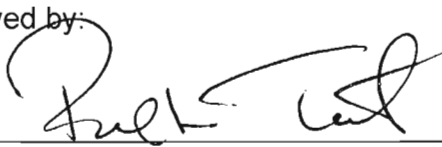
Respectfully submitted by:

  
\_\_\_\_\_  
Ron Bow  
Director of Public Works/  
Assistant City Manager

Prepared by:

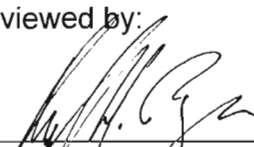
  
\_\_\_\_\_  
Amy Ho  
Principal Management Analyst

Approved by:



Paul L. Talbot  
City Manager

Reviewed by:



Karl H. Berger  
Assistant City Attorney

**ATTACHMENTS:**

1. Metrolink JPA Agreement
2. Map of Location of CSULA Metrolink Station

**ATTACHMENT 1**  
Metrolink JPA Agreement



**JOINT EXERCISE OF POWERS  
AGREEMENT**

**AMONG THE COUNTY OF LOS ANGELES, THE BOARD OF TRUSTEES OF THE  
CALIFORNIA STATE UNIVERSITY, AND THE CITIES OF ALHAMBRA, LOS  
ANGELES AND MONTEREY PARK**

This **JOINT EXERCISE OF POWERS AGREEMENT**, dated as of the \_\_\_\_\_ day of \_\_\_\_\_, 2015, by and among the COUNTY OF LOS ANGELES (the “County”), a political subdivision of the State of California, the BOARD OF TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY, the State of California acting in its higher education capacity, on behalf of CALIFORNIA STATE UNIVERSITY, LOS ANGELES (“CAL STATE L.A.”) and the cities of ALHAMBRA (“Alhambra”), LOS ANGELES (“Los Angeles”), and MONTEREY PARK (“Monterey Park”), each a municipal corporation of the State of California;

**W I T N E S S E T H:**

**WHEREAS**, the County of Los Angeles, Cal State L.A. and cities of Alhambra, Los Angeles and Monterey Park (collectively the “Contracting Parties”) together with the Los Angeles County Metropolitan Transportation Authority (“Metro”) and the Southern California Regional Rail Authority, entered into that certain Memorandum of Understanding dated as of May 4, 1992, as amended, to provide for the design and construction of a Metrolink train station adjacent to Cal State L.A. (the “Station”), on land owned in part by Metro and in part by Cal State L.A.; and

**WHEREAS**, when the design and construction of the Station was completed and the Station began operating, Metro initially agreed to provide Station operation and management services only until October 31, 1995; and

**WHEREAS**, the Contracting Parties thereafter entered into an agreement to provide for the continued operation and management of the Station not later than November 1, 1995 and continuing through September 2015; and

**WHEREAS**, the parties have determined the Station is a valuable public service and the Joint Power Authority agreement should be continued through and including June 30, 2036;

**NOW THEREFORE**, the Contracting Parties hereby agree as follows:

Section 1. Purpose of Agreement. This Agreement is made pursuant to the provisions of Chapter 5 of Division 7 of Title 1 of the California Government Code, commencing with Section

6500 (the “Act”), for the purpose of continuing through and including June 30, 2036, the jointly exercised powers common to the Contracting Parties, namely the power to operate and manage, or to contribute revenue to the operation and management of, the Station. The powers to be exercised pursuant to this Agreement do not include any power which any of the Contracting Parties might have with respect to the operation or maintenance of trains, tracks or railroad rights-of-way.

Section 2. Separate Agency. The Contracting Parties agree that the public entity known as the “Cal State L.A. Metrolink Station Authority” (hereinafter referred to as the “Authority”) is separate and apart from the Contracting Parties. The Authority shall defend, indemnify and hold harmless the Contracting Parties and each of them and their respective officers, employees, agents, attorneys, and contractors from any and all losses, liabilities, claims, causes of action, costs, expenses and reasonable attorney fees, of whatsoever kind or nature, arising from or in connection with the acts or omissions of the Authority, the condition of or operations involving the Station, or this agreement, including without limitation injury to, or death of, any person, or injury or damage or destruction of property.

Section 3. Authority Commission. The Authority shall be governed by a Commission (the “Commission”) consisting of one representative of each Contracting Party. The Commission shall include five members, as follows: (1) the Director of Public Works of the County, or his/her designee; (2) the President of Cal State L.A., or his/her designee; (3) the City Manager of Alhambra, or his/her designee; (4) the General Manager of the Department of Transportation of Los Angeles, or his/her designee; and (5) the City Manager of Monterey Park, or his/her designee. Each member of the Commission is hereinafter referred to as a “Commissioner.”

Section 4. Meetings of the Commission. The Commission shall hold at least one regular meeting per year, and there shall be such special meetings as the President of the Authority or a quorum of the Commission may request depending on the pressure of business. The date(s) upon which, and the hour and place at which, any regular meeting shall be held shall be fixed by resolution of the Commission; provided, that all meetings shall be held within the County of Los Angeles. A majority of the members of the Commission shall constitute a quorum, and no action other than meeting adjournment shall be taken by the Commission except upon the affirmative vote of a majority of all the members of the Commission.

All meetings of the Commission, including all regular, special and adjourned meetings, shall be called, noticed, held and conducted in accordance with the Ralph M. Brown Act (commencing with section 54950 of the California Government Code).

Section 5. Officers of the Authority. The Authority shall continue to maintain the offices of President, Vice-President, Secretary, Treasurer, and Controller. No Commissioner may hold more than one office simultaneously. The President, Vice-President and Secretary shall be

Commissioners. The chief financial officer of Alhambra shall act *ex officio* as the Treasurer and Controller of the Authority.

The President of the Authority shall preside over meetings of the Commission. The Vice-President of the Authority shall preside over meetings of the Commission in the absence of the President. The Secretary of the Authority shall cause minutes of the meetings of the Commission to be kept and shall, promptly after each meeting of the Commission, cause a copy of the minutes of such meeting to be forwarded to each Commissioner. The Commission may appoint one or more deputies to act on behalf of any officer, and each deputy shall have such duties as may be prescribed by the Commission. The officers of the Authority shall, in addition to the duties set forth in this Agreement, have such additional duties as may be prescribed by the Commission.

Section 6. Legal Counsel. The Authority and the Commission may request legal advice from the counsel to any Contracting Party, or from such other counsel as the Commission may employ to represent or advise the Authority or the Commission with respect to any matter.

Section 7. Exercise of Powers. The Authority, acting through the Commission, continues to be authorized to do all acts necessary or desirable to exercise the powers specified in Section 1 of this Agreement, including but not limited to the following: to obtain any necessary or desirable rights of possession or entry with respect to the Station site, whether by lease, license or otherwise; to make and enter into contracts; to provide for landscaping, maintenance and operation of the Station by contract; to maintain and operate the Station or any portion thereof directly through the personnel of any Contracting Party; to acquire (by purchase, lease, gift or otherwise), hold and dispose of real and personal property; to incur debts, liabilities and other obligations which shall not constitute debts, liabilities or obligations of the Contracting Parties or any of them; to insure or obtain insurance for itself and all of the Contracting Parties; to provide or obtain security services for the station; to sue and be sued in its own name; to defend and indemnify the Contracting Parties; to grant concessions and collect revenue therefrom; and to exercise any other power under the Act, subject only to such restrictions as are imposed upon Cal State L.A. in the exercise of similar powers.

The Commission shall continue to have the power to adopt, implement and revise such rules and regulations as may be necessary or appropriate to effect the purposes of this Agreement and which are not inconsistent with this Agreement, including but not limited to the power to determine the procedure for designation of a designee for any Commissioner.

Section 8. Insurance. The Commission shall continue to maintain, from a company authorized to do business in the State of California, throughout the term of this Agreement, comprehensive general liability insurance coverage protecting the Authority and the Contracting Parties against claims for damages including death, personal injury, bodily injury or property damage arising from the condition of, or operations involving, the Station, or the Authority's activities hereunder.

Such insurance shall provide protection with a combined single limit of not less than \$5 million per occurrence and \$10 million in the aggregate, and shall name each Contracting Party as an additional insured (or loss payee), as its interests may appear.

Section 9. Fiscal Year. The fiscal year of the Authority (the “Fiscal Year”) shall commence on July 1 in each year and end on June 30 of the following year. The first part of this agreement will begin on October 1, 2015, immediately following expiration of the prior agreement, and end on June 30, 2016. The financial obligation of each party shall be prorated accordingly. Thereafter, each year of this agreement will coincide with the fiscal year, July 1<sup>st</sup> to June 30<sup>th</sup>.

Section 10. Payment or Reimbursement. Not later than 120 days before the beginning of each Fiscal Year, each Contracting Party shall submit to the Commission an estimate of its expenses for such Fiscal Year with respect to the administration of this Agreement. No later than 90 days before the beginning of each Fiscal Year, the Commission shall, by resolution, adopt a budget for the Authority for such Fiscal Year, specifying the amount of expenses for which each Contracting Party may seek reimbursement hereunder. The Commission may, by resolution, revise the Authority’s budget at any time during the Fiscal Year, as circumstances warrant. The Authority shall, upon request, pay or reimburse any Contracting Party for its reasonable expenses incurred and payments made in connection with the administration of this Agreement, within the limits established by the Commission in the Authority’s annual budget.

Section 11. Financial Contribution. Each Contracting Party shall pay, upon demand, its share of the Authority’s annual budgeted expenses, calculated as follows:

<u>Contracting Party</u>	<u>Share</u>
County of Los Angeles	25.0%
Cal State L.A.	17.5%
City of Alhambra	22.5%
City of Los Angeles	22.5%
City of Monterey Park	12.5%

As promptly as possible after the execution of this Agreement, the Commission shall, by resolution, adopt a budget for the first Fiscal Year of the renewed Authority (or the remainder thereof) and authorize the Authority’s Treasurer to invoice the Contracting Parties. Each Contracting Party shall pay the entire amount invoiced within forty-five days of invoice receipt.

Beginning in the first full fiscal year of this agreement, the amount owed by each party shall be increased by five percent (5%) if unpaid after September 1, and an additional five percent (5%) (for a total of ten percent (10%)) if unpaid after November 1st. If any amount remains due after November 1st, the Contracting Party’s representative on the Commission shall not be entitled to vote until all amounts owing by such Contracting Party to the Authority are



paid; provided, that such Contracting Party's representative on the Commission shall not be disregarded for purposes of establishing a quorum or the minimum number of votes necessary to adopt resolutions.

The penalty increase described above may be waived, in whole or part, by a majority of the remaining Contracting Parties, at any time, at their discretion. Waiver on any occasion, for any reason, shall be not be considered a precedent for future waivers and the Contracting Parties are not be obliged to waive any penalty increase(s) in the future based on a prior waiver(s).

In no event shall any Contracting Party be obligated to pay more than \$125,000 under this agreement in any Fiscal Year; provided that such amount shall be adjusted as of each July 1, to reflect the most recent published changes in the consumer price index during the prior 12 months for the Los Angeles-Long Beach SMSA, up to a maximum of five percent (5%) in any Fiscal Year.

The Contracting Parties' individual obligations under this Section 11 shall be satisfied only from lawfully available funds, including but not limited to appropriate bond monies, which have been appropriated for such purpose. Each Contracting Party may, but no Contracting Party shall be obligated to, appropriate its general funds to satisfy its obligations to the Authority. In addition to, or in lieu of, the financial contributions described above, each Contracting Party may contribute services or property to the Authority; provided, that any contribution of services or property made in lieu of cash contributions shall only be allowed in such amounts as may be approved by the Commission, and the Commission shall establish the equivalent cash value of all contributions of services and property made in lieu of cash contributions.

In the event a new member joins the Authority (a "New Member"), the required financial contributions of the Contracting Parties (excluding the New Member) under this Section may be revised by unanimous agreement of the Contracting Parties other than the New Member.

Section 12. Accounts and Reports. The Controller of the Authority shall establish and maintain such funds and accounts as may be required by good accounting practice. The books and records of the Authority in the hands of the Controller shall be open to inspection at all reasonable times by representatives of the Contracting Parties, and shall be retained by the Controller for at least five years. The Controller of the Authority shall, within 180 days after the end of each Fiscal Year, give a complete written report of all financial activities for such Fiscal Year to each Contracting Party. In addition, the Controller of the Authority shall assume the duties required under applicable law, including the duties described in Section 6505 of the Act; provided, that the Commission shall contract with a certified public accountant or public accountant to make an annual audit of the accounts and records of the Authority.

Section 13. Funds. The Treasurer of the Authority shall have the custody of and disburse Authority funds pursuant to the accounting procedures developed under Section 12 of this Agreement and as nearly as possible in accordance with normal City of Alhambra practices. The Controller and Treasurer of the Authority is the person responsible for all funds and other property of the Authority for purposes of Section 6505.1 of the Act. The Contracting Parties

hereby find and determine that the Controller and Treasurer shall be liable on his official bond in the amount of \$50,000, and the cost of such bond shall be reimbursed by the Authority.

Section 14. Term and Disposition of Assets. This Agreement shall expire on June 30, 2036, unless terminated earlier, or extended, by mutual agreement of the Contracting Parties. Upon termination of this Agreement, all property, funds and assets of the Authority shall be conveyed to the Contracting Parties in proportion to their respective financial contributions to the Authority during the immediately preceding period of twelve months (excluding the contributions of any former Contracting Party which withdrew from the Authority during such twelve-month period).

The Commission shall determine the value of all assets distributed in kind, which value shall be conclusive and binding on all parties, absent manifest error.

Section 15. Withdrawal from Authority. During the first five years after execution of this Agreement, no Contracting Party may withdraw from the Authority without the unanimous consent of the entire Commission. Commencing five years after execution of this Agreement, any Contracting Party may withdraw from the Authority for any reason, by giving fourteen (14) months' notice of such withdrawal to the other Contracting Parties. In connection with the withdrawal of any Contracting Party, such Contracting Party shall no longer be entitled to a representative on the Commission, and the provisions of this Agreement shall be deemed amended on the effective date of such withdrawal to reflect such withdrawal. No payment of any kind shall be required to be made by the Authority or any Contracting Party to any withdrawing member, either at the time of withdrawal or upon termination of this Agreement and dissolution of the Authority.

Section 16. Reciprocal Indemnity. Pursuant to Section 895.4 of the California Government Code, each Contracting Party (referred to in this Section as an "Indemnifying Party") hereby agrees to defend, indemnify and hold harmless each other Contracting Party and its officers and employees, against any liability or judgment for damages arising out of the Indemnifying Party's negligence, wrongful act or omission, or willful misconduct in connection with the performance of this Agreement.

Section 17. Notices. Notices under this Agreement shall be sufficient if given in writing and sent by regular United States Mail, postage prepaid, addressed as follows:

County:                      Director of Public Works  
                                    County of Los Angeles  
                                    P.O. Box 1460  
                                    Alhambra, California 91802-1460

Cal State L.A.:            University President

California State University, Los Angeles  
5151 State University Drive  
Los Angeles, CA 90032

Alhambra: City Manager  
City of Alhambra  
111 South First Street  
Alhambra, California 91801

Los Angeles: General Manager  
Department of Transportation  
City of Los Angeles  
221 North Figueroa Street, Suite 500  
Los Angeles, California 90012

Monterey Park: City Manager  
City of Monterey Park  
320 West Newmark Avenue  
Monterey Park, California 91754

Any Contracting Party may change its address for notices by giving notice to the other Contracting Parties in the manner provided in this Section 17.

Section 18. New Members. Any public agency (as defined in Section 6500 of the Act) may join the Authority by executing this Agreement (as amended) and agreeing to abide by its terms, provided the Commission unanimously consents to such New Member. The Commission shall prescribe the amount of money that the New Member shall deposit to join the Authority and its share of the Authority's annual expenses, as a prerequisite to its becoming a New Member. The New Member shall designate its representative to serve as a Commissioner and its address for notices, and the provisions of this Agreement concerning membership of the Commission and the requirements of a quorum shall be deemed amended upon the effective date of admission of the New Member. After admission to the Authority, the New Member shall constitute a Contracting Party for all purposes of this Agreement.

Section 19. Interpretation. Section headings in this Agreement are for reference purposes only and shall not affect its meaning or interpretation. Unless the context clearly requires otherwise, words of the masculine gender include correlative words of the feminine and neutral genders, and words in the singular include the plural and vice-versa.

Section 20. Amendments. Except as otherwise provided herein, this Agreement may be amended only by a written instrument executed by all of the Contracting Parties.



**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed by their proper officers thereunto duly authorized, as of the date first above written.

**COUNTY OF LOS ANGELES**

By: \_\_\_\_\_  
Mayor, Board of Supervisors

**ATTEST:**

Patrick Ogawa  
Acting Executive Officer-Clerk of  
the Board of Supervisors

By: \_\_\_\_\_  
Deputy

**APPROVED AS TO FORM:**

Mark J. Saladino  
County Counsel

By: \_\_\_\_\_  
Senior Deputy

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed by their proper officers thereunto duly authorized, as of the date first above written.

**CITY OF ALHAMBRA**

By: \_\_\_\_\_  
Mary K. Swink, City Manager

**ATTEST:**

By: \_\_\_\_\_  
Lauren Myles, City Clerk

**APPROVED AS TO FORM:**

By: \_\_\_\_\_  
Joseph Montes, City Attorney

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed by their proper officers thereunto duly authorized, as of the date first above written.

**CITY OF LOS ANGELES**

By: \_\_\_\_\_  
General Manager  
Department of Transportation

**ATTEST:**

City Clerk

By: \_\_\_\_\_  
Deputy

**APPROVED AS TO FORM:**

City Attorney

By: \_\_\_\_\_  
Deputy

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed by their proper officers thereunto duly authorized, as of the date first above written.

**CITY OF MONTEREY PARK**

By: \_\_\_\_\_  
Paul Talbot, City Manager

**ATTEST:**

By: \_\_\_\_\_  
Vincent D. Chang, City Clerk

**APPROVED AS TO FORM:**

By: \_\_\_\_\_  
Mark D. Hensley, City Attorney

**IN WITNESS WHEREOF**, the parties hereto have caused this Agreement to be executed by their proper officers thereunto duly authorized, as of the date first above written.

**CALIFORNIA STATE UNIVERSITY, LOS ANGELES**

By: \_\_\_\_\_  
President William A. Covino

**APPROVED AS TO FORM:**

California State University  
Office of General Counsel

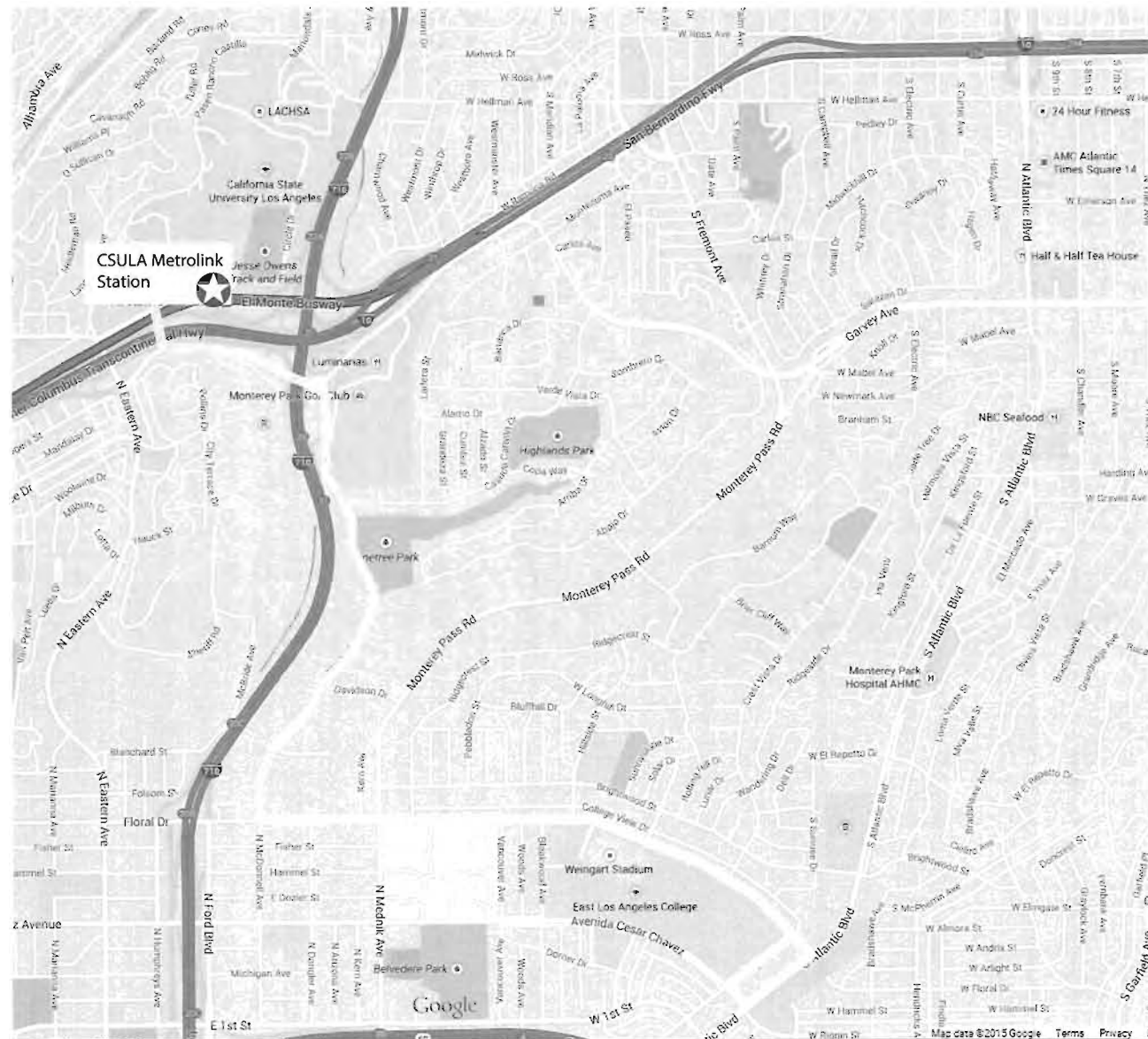
By: \_\_\_\_\_  
Victor King, University Counsel

## **ATTACHMENT 2**

### Map of CSULA Metrolink Station

## CSULA Metrolink Station

## Attachment 2





## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-J.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Tom Cody, Director of Human Resources and Risk Management  
**SUBJECT:** Consideration and possible action to adopt a resolution establishing insurance requirements for City contracts and delegating authority for insurance determinations to the City Manager, or designee.

### **RECOMMENDATION:**

It is recommended that the City Council:

1. Consider adopting a resolution establishing insurance requirements for City contracts and permits; and
2. Take such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

Attached for City Council consideration is a resolution establishing insurance requirements for City contracts and permits. Among other things, the resolution establishes general guidelines for insurance policy limits, forms, and risk categories. In addition, the resolution authorizes the City Manager, or Director of Human Resources and Risk Management (the City's "Risk Manager"), to implement the resolution and determine insurance requirements in specific circumstances in consultation with the City Attorney.

The proposed resolution would memorialize the City's ongoing insurance policies regarding risk transfer. It has been the City's policy to provide fair and consistent policies to protect the City's interests. There are instances, however, where the City's ability to efficiently process contracts and permits (for ease of reference, this staff report refers to both contracts and permits as "contracts") is hampered by the lack of City Council guidance as to insurance. If adopted, this resolution would give such direction and allow the City to fairly allocate risk while also timely processing contracts and permits.

### **BACKGROUND:**

This staff report is not intended to provide a comprehensive review of all insurance policies. It simply provides a summary of the most common types of insurance identified in the proposed resolution. As may be seen, the proposed resolution provides more comprehensive instruction, establishes risk categories, and identifies the types of insurance forms generally required for City contracts.

For purposes of this staff report, "risk" means the chance of financial loss where there is uncertainty as to whether the loss will take place and the extent of such loss. The risk of



loss is always present. To manage risk, the City seeks to identify and evaluate it both in terms of frequency and severity before entering into a contract. Proper allocation of risk is important for many reasons including:

- Keeping risk within control;
- Lowering the City's exposure;
- Protecting City own insurance coverage limits; and
- Controlling legal costs.

To help protect the City, the City Attorney's office drafted standard templates for most contracts. These include standard indemnity requirements and insurance requirements that are used by the City for various services. This keeps the responsibility for most loss with the contractor.

The proposed resolution will help the Risk Manager assess the level of insurance needed to protect the City from risk and back-up indemnification provisions within the City's standard contracts.

### **General Liability Insurance**

General liability insurance is also referred to as "GL," "CGL" (for "commercial general liability") and "primary liability." GL covers bodily injury, property damage liability, personal injury, and advertising injury. Most GL policies are written for a limit of \$2 million or less. GL does not cover some important liability risks, such as automobile usage and many forms of "professional liability."

General liability coverage is somewhat "standardized" in that an insurance industry organization called the "Insurance Services Office" or ISO developed a standard GL form commonly referred to as ISO form number CG 00 01. The form number usually includes an edition date that becomes part of the form number. For example, CG 20 10 07 04, which means it is a CGL form with an edition date of July 2004.

Some insurers use their own forms instead of the ISO-CGL forms. The proposed resolution specifies that ISO-CGL forms should be used in most circumstances. However, the Risk Manager is also authorized to accept alternate forms that are substantially similar as the ISO-CGL forms.

### **Workers' Compensation**

Workers' compensation insurance covers employee on-the-job injuries. Statutes specify that under some circumstances the City must verify that the contractor has this coverage if the contractor is to perform work for the City and has employees. Workers' compensation benefits are set by statute.

### **Auto Insurance**

Auto liability (“AL”) policies cover physical damage to the insured autos (in addition to liability), that generally is the contractor’s concern. As set forth in the proposed resolution, the City’s insurance requirements generally require AL insurance. Like GL, AL covers property damage and bodily injury, but only where autos are involved.

If the contractor firm owns no vehicles (for example a small professional service firm in which the principals use their own cars), AL coverage is sometimes obtained as part of the GL policy through what is called a “non-owned auto” endorsement to the GL policy. This protects the insured firm (excess of any available primary coverage such as the employee’s policy) against claims arising out of the operation of vehicles not owned by, but operated on behalf of the firm, such as rental cars and employee vehicles. The proposed resolution allows the Risk Manager to adjust the AL insurance requirements under some circumstances.

### **Professional Liability Insurance**

Usually professional or “E&O” liability coverage is required only of service providers in certain professions or who provide a service more likely to be involved in purely economic damages rather than bodily injury or property damage. Common examples of contracts in which these types of coverage might be required include architectural, engineering, law, medicine, management consulting, financial management or advising, property management, surveying and others. Usually this coverage is required of these service providers in addition to GL, workers’ compensation and AL (as appropriate).

### **Categories of Risk & the Insurance Matrix**

The proposed resolution establishes various categories of risk and provides an insurance matrix for the Risk Manager to utilize when determining insurance requirements for particular contracts. As noted, it is impractical to establish a “bright line” policy for every contract: the City utilizes all types of services from individuals using a City room for a seminar to multi-million dollar construction products. For this reason, the resolution delegates authority to the Risk Manager to exercise discretion when determining insurance requirements while using the objective criteria established by the City Council.

Under all circumstances where insurance is needed, however, the proposed resolution requires the following:

- A Certificate of Insurance;
- An original endorsement naming City, its elected and appointed officials, employees, and volunteers as additional insureds;
- A.M. Best Company Rating equivalent to at least “A:VII.”

- Insurance must provide that the policy is in effect as of the project start date and cannot be canceled nor reduced in coverage or limits for the duration of the project. In case the insurer seeks to cancel, it must notify the City not less than thirty days before cancellation, except for non-payment of the insurance premium where cancellation may occur following a ten day notification.
- The City must be named as loss payee and the insurer must waive all rights of subrogation against the City.
- Coverage must be per occurrence; and
- The contractor's insurance must be primary.

These are standard insurance requirements that are recommended by the City's insurance provider – the Independent Cities Risk Management Authority ("ICRMA") – and other, similar, insurance pools for municipalities (e.g., the California Joint Powers Insurance Authority).


### **ENVIRONMENTAL**

The Resolution is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 21000, *et seq.*, "CEQA") and CEQA regulations (14 California Code of Regulations §§ 15000, *et seq.*; "CEQA Guidelines") in that it is not a "project" for purposes of CEQA as that term is defined by CEQA Guidelines § 15378. Specifically, the Resolution is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment (CEQA Guidelines § 15378(b)(5)). Further, even if the Resolution were deemed a "project," and therefore subject to CEQA, the Resolution would be exempt as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment (CEQA Guidelines § 15061(b)(3)).

### **FISCAL IMPACT:**

None

Respectfully submitted & prepared by:



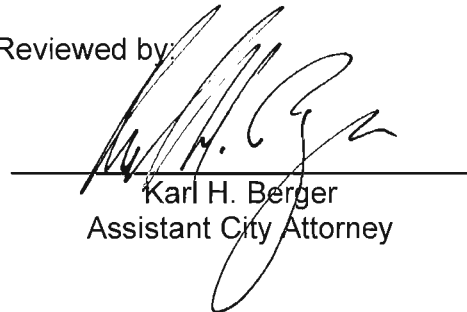
---

Thomas J. Cody  
Director of Human Resources  
and Risk Management

Approved By:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Reviewed by:

  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney

**ATTACHMENT(S):**

1. Resolution Establishing Insurance Requirements for City Contracts

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION ESTABLISHING INSURANCE REQUIREMENTS FOR CITY CONTRACTS AND DELEGATING AUTHORITY FOR INSURANCE DETERMINATIONS TO THE CITY MANAGER OR DESIGNEE.**

The City Council of the City of Monterey Park does resolve as follows:

**SECTION 1:** *Findings.* The City Council finds and declares that:

- A. Persons or entities conducting business or other activities within the City should assume the inherent risks involved for services or functions performed by them in the City, on City property, or on behalf of the City;
- B. Consequently, the City Council wishes to establish certain requirements relating to liability insurance;
- C. It is in the public interest for the City Council to provide fair and consistent policies for establishing insurance limits; requiring certain coverage documents; and taking additional actions to ensure that the City and its residents are adequately protected; and
- D. The City Council recognizes that it cannot legislate a “bright line” for all circumstances requiring insurance. Accordingly, it is in the public interest to delegate authority to the Risk Manager to determine – based upon the criteria set forth in this Resolution – the level, type, and extent of any insurance required by the City for its contracts including, without limitation, permits issued in accordance with the Monterey Park Municipal Code (“MPMC”).

**SECTION 2:** *Definitions.* Unless the contrary is stated or clearly appears from the context, the following definitions will govern the construction of the words and phrases used in this chapter:

- A. “Contracts” means both a contract as defined by applicable law (e.g., MPMC Chapter 3.90) and permits issued in accordance with the MPMC for particular activities including, without limitation, special events and filming.
- B. “Monterey Park Insurance Policies” means this Resolution.
- C. “Insurance Matrix” means attached Exhibit “A,” which is incorporated by reference.
- D. “Public Works Contracts” means a contract issued in accordance with the Public Contracts Code or MPMC Chapter 3.100.

- E. "Risk Manager" means the City Manager, or designee.

SECTION 3: Authority. The Risk Manager is authorized to implement this Resolution; make insurance coverage determinations for contracts in consultation with the City Attorney; and promulgate administrative policies and procedures that may be desirable to implement this Resolution.

SECTION 4: Waiver Authority. Waiving insurance is strongly discouraged. However, there may be certain instances where the Risk Manager may determine that the public benefit provided by a person or entity outweighs any potential risk to the City of liability. To waive insurance, the Risk Manager must:

- A. Consult with the City Attorney for a full assessment of the City's risk;
- B. If the City Attorney concurs that the risk is low (using this Resolution as a reference), then the Risk Manager may waive the City's insurance requirements;
- C. If the City Attorney opines that the City may have a medium risk of liability, then the Risk Manager must obtain the City Manager's approval for an insurance waiver;
- D. If the City Attorney opines that the City may have a high risk of liability, then the Risk Manager must obtain the City Council's approval for an insurance waiver.

SECTION 5: Insurance Matrix. The Insurance Matrix sets forth the City's general requirements as to insurance coverage and limits. It also generally identifies the City's standard contracts that should be used for each category of activity. The Risk Manager should first utilize the City's Insurance Matrix in all instances where the City requires insurance.

SECTION 6: General Requirements.

- A. The following guidelines are set forth for purposes of determining liability coverage for the City of Monterey Park. However, the City may require more or less in the way of insurance coverage, or other requirements, as needed for a particular contract.
- B. For all contracts, the Monterey Park Insurance Policies require
  - 1. A Certificate of Insurance;
  - 2. An original endorsement naming City, its elected and appointed officials, employees, and volunteers as additional insureds;

3. A.M. Best Company Rating equivalent to at least "A:VII."
  4. Insurance must provide that the policy is in effect as of the project start date and cannot be canceled nor reduced in coverage or limits for the duration of the project. In case the insurer seeks to cancel, it must notify the City not less than thirty days before cancellation, except for non-payment of the insurance premium where cancellation may occur following a ten day notification.
  5. The City must be named as loss payee and the insurer must waive all rights of subrogation against the City.
  6. Coverage to be per occurrence; and
  7. The contractor's insurance must be primary.
- C. Where auto insurance is required, primary coverage must be written on ISO Business Auto Coverage form CA 00 01 06 92 including symbol 1 (Any Auto). If the contractor does not own autos, a non-owned auto endorsement to the General Liability policy is acceptable.
- D. Workers' Compensation/Employer's Liability must be written on a policy form providing workers' compensation statutory benefits as required by law. Employer's liability limits cannot be less than one million dollars per accident or disease. Employer's liability coverage must be scheduled under any umbrella policy described above. Unless otherwise agreed, the policy must be endorsed to waive any right of subrogation as to the City, its employees or agents.
- E. Copies of acceptable example forms for insurance certificates and endorsements are collectively attached as Exhibit "B," to this Resolution and incorporated by reference.

SECTION 7: *Low risk.* Contracts that are "low risk" are characterized by:

- A. Controlled setting.
- B. Little or no public exposure to bodily injury or property damage.
- C. No highly hazardous materials.
- D. No significant excavation or confined spaces.
- E. No significant activity in the public street.



- F. No overhead hazards.
- G. No alcohol consumption

**SECTION 8:** *Medium risk.* Contracts that are “medium risk” are characterized by:

- A. Limited public exposure to bodily injury or property damage;
- B. Project of less than 1 month in duration and under 114 mile area;
- C. Excavation, construction, confined spaces or overhead hazard;
- D. Special events;
- E. In-street activities -Consumption of alcohol;
- F. Filming activities;
- G. Commercial leaseholds of City property;
- H. Project cost of \$500,000 or less; and/or
- I. Professional Services with high exposure to result and/or unique construction or design.

**SECTION 9:** *High risk.* Contracts that are “high risk” are characterized by:

- A. High public exposure;
- B. Projects of more than one month in duration;
- C. Projects of more than 1/4 mile in area;
- D. Hazardous materials involved;
- E. Excavation, construction, confined spaces, overhead hazard;
- F. Carnivals; and/or
- G. Special events.

**SECTION 10:** *Public Works Contracts.* In addition to the general requirements for all contracts, Public Works Contracts must adhere to the following:

- A. Commercial general liability insurance must be provided on ISO Form No. CG 20 10 07 04.



- B. Endorsements must be supplied on ISO Form No. CG 20 10 07 04, or equivalent
- C. All subcontractors must meet the same insurance requirements as the general contractor.

SECTION 11:        *Environmental Determination.* This Resolution is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 21000, *et seq.*, “CEQA”) and CEQA regulations (14 California Code of Regulations §§ 15000, *et seq.*; “CEQA Guidelines”) in that it is not a “project” for purposes of CEQA, as that term is defined by CEQA Guidelines § 15378. Specifically, this Resolution is an organizational or administrative activity that will not result in a direct or indirect physical change in the environment (CEQA Guidelines § 15378(b)(5)). Further, even if this Resolution was deemed a “project,” and therefore subject to CEQA, the Resolution would be exempt as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment (CEQA Guidelines § 15061(b)(3)).

SECTION 12:        *Effective Date of this Resolution.* This resolution will become effective immediately upon adoption.

SECTION 13:        *City Clerk.* The City Clerk will certify the passage and adoption of this Resolution; will enter the same in the book of original Resolutions of said City; and will make a minute of the passage and adoption thereof in the record of proceedings of the City Council of said City, in the minutes of the meeting at which the same is passed and adopted.

**PASSED AND ADOPTED this 14th day of April 2015.**

---

Hans Liang, Mayor

STATE OF CALIFORNIA )  
COUNTY OF LOS ANGELES ) SS  
CITY OF MONTEREY PARK )

Page 98 of 164

## Exhibit A

**CITY OF MONTEREY PARK  
INSURANCE REQUIREMENTS MATRIX  
CONTRACTS\***

TYPE OF AGREEMENT	RANGE OF RISK	INSURANCE COVERAGE/ LIMITS STANDARDS		NOTES TO CURRENT STANDARDS
		TYPE	RANGE LIMIT	
<b>Construction.</b> Includes construction, remodeling. [Standard Public Works]	High	REQUIRES GEN LIABILITY (ISO CG 00 01 11 85 or 88), AUTO & W/COMP.	GEN LIABILITY - \$2 Million AUTO - \$1 Million W/COMP - STATUTORY	ENTIRE CATEGORY Range Limits may vary based on project assignment
<b>General services contracts.</b> Includes janitorial services, movers, on-site equipment maintenance, tree maintenance, road maintenance. [MP – Maintenance Contract; MP – Maintenance Contract with Prevailing Wages]	High - Med	REQUIRES GEN LIABILITY, AUTO & W/COMP.	GEN LIABILITY - \$2 Million AUTO - \$1 Million WK/COMP - STATUTORY	
<b>Construction Administration.</b> [MP – Standard – Form, PSA – Oncall]	High	REQUIRES GEN LIABILITY, E&O, AUTO & W/COMP.	GEN LIABILITY - \$2 Million E&O - \$1 Million AUTO - \$1 Million W/COMP - STATUTORY	
<b>Special.</b> Examples: fireworks display, parades, large assemblies on public property.	High - Med	REQUIRES GEN LIABILITY	GL - \$2-\$5 Million	Range Limits may vary based on event.
<b>Professional services.</b> Includes architects, engineers, consultants, counselors, medical professionals, hospitals, clinics, and accountants. [PSA – Standard – Form, PSA – Oncall, PSA – Environmental Review, PSA – Intellectual Property]	High	REQUIRES GEN LIABILITY, E&O, AUTO, W/COMP	GEN LIABILITY - \$2-\$3 Million E & O - \$500,000-\$2 Million AUTO - \$500,000-\$1 Million W/COMP - STATUTORY	Special Review- Evaluation of risk to determine limit
Computer Maintenance – Hardware and Software [PSA – Software Programming]	Low			
<b>Tenants and concessionaires.</b> Includes food and beverage concessions, gift shops, office space tenants, senior centers and other space rental to lessees who have full-time or part-time employees. [MP – License, MP – Lease]	Med-Low	REQUIRES GEN LIABILITY AND PROPERTY INSURANCE	GL - \$300,000-2 Million Property Insurance: full replacement cost W/COMP - Statutory	Waiver subject to review
<b>General Management Consultant</b> (No specific training or expertise) [Service Agreement with Terms and Conditions]	Low			
<b>Vendors</b> Includes equipment suppliers who do not perform additional functions such as installation or maintenance. [Service Agreement with Terms and Conditions]	Med-Low	REQUIRES GEN LIABILITY	GL - \$2 Million	
<b>Training-Sedentary</b> Social Services Grantees [Service Agreement with Terms and Conditions]	Low	No Ins Required	NONE REQUIRED	Consultant lectures/Student Sit No specific performance requirement by City No installation or performance on City property

\*IF COMPANY HAS ANY EMPLOYEES, WORKERS' COMPENSATION INSURANCE COVERAGE IS REQUIRED TO THE STATUTORY LIMIT.

\*IF SOLE PROPRIETOR – WORKERS' COMPENSATION INSURANCE COVERAGE IS NOT REQUIRED. STATEMENT OF SOLE PROPRIETOR STATUS SHOULD BE INCLUDED IN SCOPE OF WORK

## Exhibit B



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER

CONTACT  
NAME:  
PHONE  
(A/C, No, Ext):  
E-MAIL  
ADDRESS:FAX  
(A/C, No, Ext):

INSURER(S) AFFORDING COVERAGE

NAIC #

INSURER A:

INSURER B:

INSURER C:

INSURER D:

INSURER E:

INSURER F:

## COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE **INSURED** NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR INSR	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
	<b>GENERAL LIABILITY</b>						
	COMMERCIAL GENERAL LIABILITY						EACH OCCURRENCE \$
	CLAIMS-MADE						DAMAGE TO RENTED PREMISES (Ea occurrence) \$
	OCCUR						MED EXP (Any one person) \$
							PERSONAL & ADV INJURY \$
	GEN'L AGGREGATE LIMIT APPLIES PER:						GENERAL AGGREGATE \$
	POLICY						PRODUCTS - COM/PIOP AGG \$
	PRO-JECT						\$
	LOC						\$
	<b>AUTOMOBILE LIABILITY</b>						
	ANY AUTO						COMBINED SINGLE LIMIT (Ea accident) \$
	ALL OWNED AUTOS						BODILY INJURY (Per person) \$
	SCHEDULED AUTOS						BODILY INJURY (Per accident) \$
	NON-OWNED AUTOS						PROPERTY DAMAGE (Per accident) \$
	HIRER AUTOS						\$
	<b>UMBRELLA LIAB</b>						EACH OCCURRENCE \$
	EXCESS LIAB						AGGREGATE \$
	OCCUR						\$
	CLAIMS-MADE						\$
	DED						\$
	RETENTION \$						\$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b>						
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICE/MEMBER EXCLUDED? (Mandatory in NH)	Y/N	N/A				W/C STATUTORY LIMITS \$
	If yes, describe under DESCRIPTION OF OPERATIONS below						OTH-ER \$
							E.I. EACH ACCIDENT \$
							E.I. DISEASE - EA EMPLOYEE \$
							E.I. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

## CERTIFICATE HOLDER

## CANCELLATION

City of Monterey Park  
Its Officers, Officials,  
Employees, and Volunteers  
320 W. Newmark Ave.  
Monterey Park, CA 91754

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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ACORD 25 (2010/05)

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1. **The Producers.** Generates or orders Certificate for insured; answers questions; can obtain Certificate revisions for contract compliance.
2. **Insurer(s) Affording Coverage.** Must verify financial rating on [www.ambest.com](http://www.ambest.com). Insurers with rating below A-, VII, or programs without a financial rating, will be reviewed by City Risk management.
3. **Insured.** Must name the contracting party.
4. **Types of Insurance.** Must include ALL insurance types required by the contract.
5. **Policy Form.** Should be occurrence form.
6. **Description of Operations.** Must evidence additional insured, primary/non-contributory, waiver of subrogation and notice of cancellation language as required in the contract. Review any description of operations to determine it is consistent with the contract.

7. **Certificate Holder.** Must be the City, with the correct address.
8. **Policy Effective Date.** Must be prior to or coincidental with effective date of the contract.
9. **Policy Expiration Date.** If policy expires prior to termination of contract, a Certificate evidencing a new policy term should be provided prior to policy expiration.
10. **Limits of Insurance.** Must be the same or greater than required by the contract. Umbrella or Excess Liability limits should be considered when evaluating the Commercial General Liability and Business Automobile Liability limits.
11. **Authorized Representative.** Must be signed by an authorized representative of the Producer.

Reproduction of Insurance Services Office, Inc. Form

INSURER: ISO FORM CG 20 10 11 85: (MODIFIED)

POLICY NUMBER: \_\_\_\_\_

COMMERCIAL GENERAL LIABILITY

ENDORSEMENT NUMBER: EXHIBIT 1-A

THIS ENDORSEMENT CHANGES THE POLICY, PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED -- OWNERS, LESSEES OR  
CONTRACTORS (FORM B)**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART.

**SCHEDULE**

**CITY OF MONTEREY PARK,  
its Officers, Officials,  
Employees, and Volunteers**

(If no entry appears above, the information required to complete this endorsement  
will be shown in the Declarations as applicable to this endorsement.)

**WHO IS AN INSURED** (Section 11) is amended to include as an insured the person or organization shown in  
the Schedule, but only with respect to liability arising out of "your work" for that insured by or for you.

**Modifications to ISO form CG 20 10 11 85:**

1. The insured scheduled above includes the Insured's officers, officials, employees and volunteers.
2. This insurance shall be primary as respects the insured shown in the schedule above, or if excess shall stand in an unbroken chain of coverage excess of the Named Insured's scheduled underlying primary coverage. In either event, any other insurance maintained by the Insured scheduled above shall be in excess of this insurance and shall not be called upon to contribute with it.
3. The insurance afforded by this policy shall not be canceled except after thirty days prior written notice by certified mail return receipt requested has been given to the Entity.
4. Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of section 52782 of the Civil Code.

\_\_\_\_\_  
Signature-Authorized Representative

\_\_\_\_\_  
Address



# City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Consent Calendar  
Agenda Item 3-K.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Mark D. Hensley, City Attorney  
Chu Thai, Management Services Director  
**SUBJECT:** Resolution regarding suspension of certain business license taxes; extension of amnesty program; and requiring vendors attending City sponsored events to pay business license taxes

## **RECOMMENDATION:**

It is recommended that the City Council consider:

1. Adopting a resolution suspending business license taxes for certain persons; extending an amnesty program as to penalties; and requiring vendors attending City sponsored events to pay business license tax; and
2. Take such additional, related, action that may be desirable.

## **EXECUTIVE SUMMARY:**

On March 18, 2015, the City Council reviewed the MPMC's regulations regarding business license taxes. Based upon that review, the City Council found that some parts of the MPMC were unclear and that the business license tax regulations should be suspended. As expressed by the City Council, the public interest is best served by providing direction to the City's tax collectors regarding how to implement the MPMC.

## **BACKGROUND AND ANALYSIS:**

During the City Council's consideration of the City's ongoing business license tax collection efforts, it became apparent that the MPMC's regulations require some clarification. Various examples were considered regarding how the MPMC was implemented. Such examples included, without limitation, (1) persons holding a professional license who lived within the City's jurisdiction, but practiced their profession in a different location; and (2) persons with a residential mailing address within the City's jurisdiction, but the financial transactions occurred in a different location. The draft resolution would suspend the imposition of business license taxes for:

1. Limited liability corporations ("LLC") which registers its business address as being within the City and whose sole business activity is to hold title to real property located within or outside the City's jurisdiction that are owner occupied



as either a primary or secondary residence and are not used as rental properties; and

2. Persons holding a professional license, but not conducting business within the City's jurisdiction. Examples of such professional licenses including, without limitation, a law license; a medical license; or architect's license where the licensee may reside within the City's jurisdiction, but is either inactive or conducts business only outside the City's jurisdiction.

To ensure that this suspension extends to the entire three year statute of limitations for tax liability, the resolution would be retroactively effective beginning January 2, 2012.

Additionally, the City Council expressed its desire to extend the amnesty program adopted in 2014 to suspend penalties for failure to pay business license taxes. The proposed resolution would retroactively extend the amnesty program from October 31, 2014 to June 30, 2015.

The City Council also expressed interest in ensuring that food vendors attending City events pay their fair share of business license taxes. If adopted, the draft resolution would help direct the City's administration as to such implementation.

To help ensure that the City Council's intentions are correctly implemented, the resolution authorizes the City Manager to promulgate administrative policies and procedures. Among other things, these would allow the City to require persons who believe that they are exempt from the City's business license tax to execute a form under penalty of perjury which sets forth the reasons for their exemption.

#### **FISCAL IMPACT:**

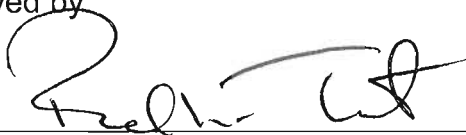
There will be a fiscal impact associated with interpreting the MPMC in the manner proposed by the draft resolution; it will likely result in a reduction in revenue. The exact amount of such impact is speculative.

Respectfully submitted by:

  
\_\_\_\_\_  
Chu Thai  
Director of Management Services

  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney

Approved by:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

\_\_\_\_\_

**ATTACHMENTS:**

1. Draft resolution

# **ATTACHMENT 1**

## Draft Resolution

**RESOLUTION NO. \_\_\_\_**

**A RESOLUTION ADOPTED BY THE MONTEREY PARK CITY COUNCIL SUSPENDING THE IMPOSITION OF BUSINESS LICENSE TAXES WITH REGARD TO CERTAIN BUSINESS ACTIVITIES; EXTENDING AN AMNESTY PROGRAM TO JUNE 30, 2015; AND REQUIRING VENDORS AT CITY EVENTS TO COMPLY IN ALL RESPECTS WITH BUSINESS LICENSE TAX REQUIREMENTS.**

The City Council of the City of Monterey Park does resolve as follows:

**SECTION 1:** The City Council finds and declares that:

- A. Chapters 5.04 and 5.08 of the Monterey Park Municipal Code ("MPMC") requires all persons conducting business within the City's jurisdiction to pay a business license tax;
- B. Revenue generated from business license fees helps pay for a variety of public services provided by the City;
- C. The City is undertaking a business license audit program in order to help ensure full compliance with the MPMC;
- D. While paying a business license fee is required by the MPMC, the City recognizes that many businesses may not comply with the law through inadvertence rather than intentional avoidance;
- E. Recognizing the public interest in both obtaining greater compliance with the MPMC and businesses' desire to adhere to the law, the City Council believes that it is in the City's interest to implement business license amnesty program as described in this Resolution;
- F. After reviewing the City's business license tax regulations, the City Council also finds that it is in the public interest to indefinitely suspend the imposition of business license taxes for certain activities;
- G. The City Council recognizes that California law, including, without limitation, *Melton v. City of San Pablo* (1967) 252 Cal.App.2d 794 and *In re Cindy B. v. Eugene B.* (1987) 192 Cal.App.3d 771, allows legislative actions to be retroactively applied when the legislative intent for such retroactivity is clear; and
- H. The City Council finds that adopting this Resolution clarifies existing

business license tax regulations within the MPMC. Nothing in this Resolution is intended to, nor does it, amend the MPMC. This Resolution is intended only to interpret existing regulations.

SECTION 2: Interpretation.

- A. MPMC § 5.04.040 defines a “person” as “all domestic and foreign corporations, associations, syndicates, joint stock corporations, partnerships of every kind, clubs, Massachusetts, business or common law trusts societies and individuals transacting and carrying on any business in the city.”
- B. Based upon applicable law, the City Council indefinitely suspends the imposition of business license taxes on the following activities:
  - 1. Limited liability corporations (“LLC”) which registers its business address as being within the City and whose sole business activity is to hold title to real property located within or outside the City’s jurisdiction that are owner occupied as either a primary or secondary residence and are not used as rental properties; and
  - 2. Persons holding a professional license, but not conducting business within the City’s jurisdiction. Examples of such professional licenses including, without limitation, a law license; a medical license; or architect’s license where the licensee may reside within the City’s jurisdiction, but is either inactive or conducts business only outside the City’s jurisdiction.

SECTION 3: Amnesty Program. The City Council authorizes the City Manager, or designee, to implement the following amnesty program (the “Program”):

- A. The Program will be retroactively effective between October 31, 2014 and June 30, 2015 (“Amnesty Period”);
- B. During the Amnesty Period, first time business license or home occupation applicants may submit applications to the City during regular business hours; and
- C. Penalties that might otherwise be imposed pursuant to MPMC § 5.08.170 will be waived upon a person obtaining a business license or home occupation permit through the Program including, without limitation, paying all applicable fees.

SECTION 4: City Events. Persons conducting business at City Council sponsored events must comply with MPMC Chapters 5.04 and 5.08 regarding payment of business license taxes.

SECTION 5: Authorization. The City Manager, or designee, is authorized to promulgate such administrative policies and procedures ("AP&P") that are needed to implement this Resolution. Such AP&P should include a requirement that persons believing that they are excluded from paying a business license tax otherwise required by MPMC Chapter 5.04 execute a certification, under penalty of perjury and in a form approved by the City Attorney, confirming their status as meeting the intent of this Resolution.

SECTION 6: Retroactivity. This Resolution will become effective immediately upon adoption. The City Council specifically intends that its suspension of fines related to business taxes in Section 3 be retroactively effective beginning January 2, 2012 and will remain effective until superseded by a subsequent resolution.

SECTION 7: This Resolution is the City Council's final decision and will become effective immediately upon adoption.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Hans Liang, Mayor

ATTEST:

\_\_\_\_\_  
Vincent D. Chang,  
City Clerk

APPROVED AS TO FORM:  
MARK D. HENSLEY, City Attorney

By: \_\_\_\_\_  
Karl H. Berger,  
Assistant City Attorney



## City Council Staff Report

DATE: May 20, 2015

AGENDA ITEM NO: **Consent Calendar  
Agenda Item 3-L.**

TO: The Honorable Mayor and City Council  
FROM: Ron Bow, Director of Public Works/Assistant City Manager  
SUBJECT: Resolution Declaring May 2015 Water Awareness Month

### **RECOMMENDATION:**

It is recommended that the City Council:

1. Adopt the Resolution declaring May 2015 Water Awareness Month; and
2. Take such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

Recognizing May as Water Awareness Month is particularly important this year as the State remains in a serious drought. Precipitation, snow pack and reservoir and groundwater levels are all lower than average. Public awareness of the dire conditions is the first step to meeting water conservation goals in order to ensure continuing water supply.

### **BACKGROUND:**

Water Awareness Month is a statewide campaign to increase public support of water conservation as a way of life. The community needs to be very smart about water usage as the State enters the fourth year of very severe drought. The San Gabriel Valley Municipal Water District provides the following update of the situation:

- There had been very low rainfall this winter with the driest January 2015 in history;
- Temperatures remain warmer than average;
- The snowpack that is relied upon for year-long groundwater replenishment is just 5% of normal;
- Reservoir levels are at about 60% of average and 40% of capacity;
- Imported water deliveries from the State Water Project, which is used to replenish local groundwater, have been reduced to 20% of normal (as of February 2015);
- Wells in the San Gabriel Basin are at relatively low levels.

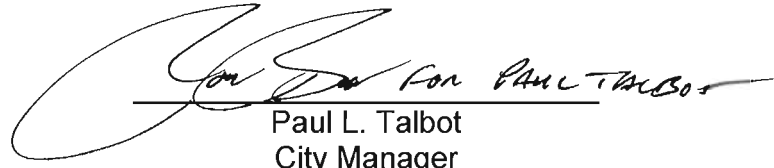
Impressive savings have been made but more effort is needed to meet the State's mandate for a 20% reduction. With sound water management policies and water conservation measures, sufficient water supply is possible as the drought continues.

Respectfully submitted by:



Ron Bow  
Director of Public Works/  
Assistant City Manager

Approved by:



Paul L. Talbot  
City Manager

Reviewed by:



Karl H. Berger  
Assistant City Attorney

**ATTACHMENT**

1. Resolution



# **ATTACHMENT 1**

## **Resolution**

**RESOLUTION NO.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEREY  
PARK, CALIFORNIA DECLARING MAY 2015 WATER AWARENESS  
MONTH**

Section 1. The City Council finds and declares that:

- A. The state of California and the Main San Gabriel Basin are in a severe, multi-year drought with record dry and warm weather conditions, decreased water reservoir levels, extremely low snow pack levels and declining groundwater supplies.
- B. The California Department of Water Resources continues to hold the State Water Project allocations at 20% of contract amounts which provide supplemental water to replenish groundwater supplies.
- C. The State is taking unprecedented action to mandate water use restrictions and impose severe penalties for violations.
- D. Water Awareness Month is a statewide campaign to increase public support of water conservation as a way of life.
- E. All residents, businesses and government agencies are required during this statewide drought to conserve water indoors, outdoors and at work.
- F. The City of Monterey Park, is required by the State to achieve a water use reduction of 20%.

Section 2. The City Council further declares:

- A. The month of May 2015 is Water Awareness Month in order to increase public awareness of and action related to the drought, water supply challenges and water conservation.

Section 3. This Resolution takes effect immediately upon its adoption.

PASSED, APPROVED, AND ADOPTED this 20<sup>th</sup> day of May 2015.

\_\_\_\_\_  
Hans Liang, Mayor

ATTEST:

\_\_\_\_\_  
Vincent D. Chang, City Clerk

State of California  
County of Los Angeles ) ss.  
City of Monterey Park )

I, Vincent D. Chang, City Clerk of the City of Monterey Park, California,  
do hereby certify that the foregoing Resolution No. \_\_\_\_\_ was duly and regularly  
adopted by the City Council of the City of Monterey Park at a meeting held on  
the 20th day of May 2015, by the following vote:

Ayes:

Noyes:

Absent:

Abstain:

Dated this 20th day of May 2015

\_\_\_\_\_  
Vincent D. Chang, City Clerk  
Monterey Park, California



## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **Public Hearing  
Agenda Item 4-A.**

**TO:** Honorable Mayor and Members of the City Council  
**FROM:** Michael A. Huntley, Community and Economic Development Director  
**SUBJECT:** A draft Ordinance amending the Monterey Park Municipal Code regarding massage therapy businesses.

### **RECOMMENDATION:**

It is recommended that the City Council consider:

- (1) Opening the public hearing;
- (2) Taking documentary and testimonial evidence;
- (3) Closing the public hearing and considering the draft ordinance;
- (4) Introducing and waiving first reading of the ordinance and schedule second reading and adoption for June 3, 2015; and
- (5) Taking such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

The proposed ordinance would amend the Monterey Park Municipal Code ("MPMC") to restore limited land use regulation over massage establishments. This action was prompted by the recent enactment of AB 1147 which amended the California Business and Professions Code regulations as to massage establishments and authorized cities to, once again, exercise land use regulation over massage establishments.

### **BACKGROUND**

In 2008, the California Legislature amended the Business and Professions Code to add a comprehensive regulatory program for licensing massage practitioners and therapists. This program was further amended in 2011. These laws generally removed cities' ability to regulate massage establishments at a local level.

In 2014, the California Legislature adopted AB 1147 which restores limited land use authority to cities as to massage establishments. The draft ordinance is intended to implement AB 1147 by requiring therapy businesses to obtain conditional use permits for operations. This will allow the City to place certain limitations on massage establishment business operations including, without limitation, hours of operation.

The California Massage Therapy Council (CAMTC) will continue licensing massage therapists; the City does not have the authority to establish an additional licensing

requirement (other than business licenses which are not regulatory, only revenue generating).

If adopted, the draft ordinance would amend MPMC Chapter 5.28 (Massage Establishments). In particular, the draft ordinance:

1. Requires new massage establishments to obtain a conditional use permit before operating in the City;
2. Makes clear that business licenses are not transferable and that if there is a change in ownership in the business, the permittee must notify the City of the change; and
3. Provides that a massage establishment owner will be held responsible for any code violations or criminal activities of any of the owner's employees, agents, independent contractors or other representatives.

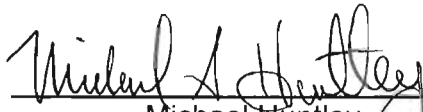
Because the draft ordinance proposes to amend the City's zoning regulations, the Planning Commission held a public hearing to consider whether the proposed zone text amendment is consistent with the objectives of the zoning regulations, the General Plan and the City's development policies. On April 14, 2015, the Planning Commission adopted a resolution recommending that the City Council adopted the draft ordinance amending the MPMC to restore the City's limited land use authority over massage establishments.

#### **ENVIRONMENTAL:**

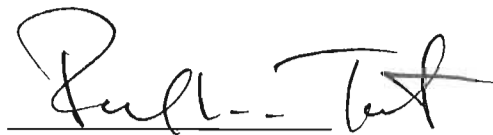
The ordinance is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 21000, *et seq.*, "CEQA") and CEQA regulations (14 California Code of Regulations §§ 15000, *et seq.*; the "CEQA Guidelines") because it establishes rules and procedures to permit operation of existing facilities; consists only of minor revisions and clarifications to existing regulations and specification of procedures related thereto; and consists of actions taken to assure the maintenance, protection and enhancement of the environment. The ordinance, therefore, does not have the potential to cause significant effects on the environment. Consequently, it is categorically exempt from further CEQA review under CEQA Guidelines §§ 15301, 15305 and 15308.

Respectfully submitted,


By:

  
\_\_\_\_\_  
Michael Huntley  
Director of Community and  
Economic Development

Approved by:

  
\_\_\_\_\_  
Paul L. Talbot  
City Manager

Reviewed by:

  
\_\_\_\_\_  
Karl H. Berger  
Assistant City Attorney

**Attachments:**

Exhibit A: Draft Ordinance

Exhibit B: AB 1147 FAQ

Exhibit C: Planning Commission staff report, resolution

**EXHIBIT A**  
Draft Ordinance

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE AMENDING THE MONTEREY PARK MUNICIPAL  
CODE REGULATIONS OF MASSAGE ESTABLISHMENTS WITHIN  
THE CITY OF MONTEREY PARK.**

The City Council of the City of Monterey Park does ordain as follows:

**SECTION 1:** Findings. The City Council finds as follows:

- A. The City currently regulates the practice of massage and the operation of massage establishments for the benefit of the public health, safety and welfare.
- B. Business and Professions Code §§ 4600, *et seq.* (enacted by SB 731 in 2008 and amended by AB 619 in 2011) created a statewide system for issuing massage worker permits, preempting local permitting systems and requirements. The statewide permitting system is administered by the California Massage Therapy Council or "CAMTC."
- C. Assembly Bill 1147 (enacted in 2014 and effective January 1, 2015) amended Business and Professions Code §§ 460 and 4600.5 and Government Code § 51034 to return land use authority over massage establishments to cities.
- D. On April 14, 2015, the Planning Commission held a public hearing to receive oral and documentary evidence from the public, regarding the proposed amendments.
- E. The Planning Commission adopted Resolution No. 09-15 recommending the City Council amend Monterey Park Municipal Code ("MPMC") §§ 21.10.040 and 21.12.030; various sections of Chapter 5.28; and renumbering existing sections of the MPMC as set forth in this Ordinance.
- F. The City Council desires to amend the MPMC to restore the City's land use authority and to regulate massage establishments to the fullest extent allowed under state law.
- G. This Ordinance and its findings are made based upon the entire administrative record including, without limitation, testimony and evidence presented to the City Council at its May 20, 2015 public hearing including, without limitation, the staff report submitted by the Community and Economic Development Department.



SECTION 2: This ordinance is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 21000, *et seq.*, "CEQA") and CEQA Guidelines (14 California Code of Regulations §§ 15000, *et seq.*) because it establishes rules and procedures to permit operation of existing facilities; consists only of minor revisions and clarifications to existing regulations and specification of procedures related thereto; and consists of actions taken to assure the maintenance, protection and enhancement of the environment. This ordinance, therefore, does not have the potential to cause significant effects on the environment. Consequently, it is categorically exempt from further CEQA review under CEQA Guidelines §§ 15301, 15305 and 15308.

SECTION 3: General Plan Findings. As determined by the Planning Commission in accordance with Government Code § 65860, the amendments implemented by this Ordinance are consistent with the Monterey Park General Plan. Specifically, the proposed zone text amendments conform to Economic Development Plan Goal 1.0 in that the amendment will help maintain an economic base to provide a sound fiscal foundation for the City by providing a clear regulatory framework for massage uses.

SECTION 4: Zoning Amendment Findings. In accordance with MPMC § 21.38.050, the City Council finds that the proposed MPMC amendments:

- A. Is consistent with the goals, policies and objectives of the General Plan;
- B. Will not adversely affect surrounding properties; and
- C. Promotes public health, safety, and general welfare and serves the goals and purposes of the zoning regulations, which provide the economic and social advantages resulting from the orderly establishment of land uses in appropriate districts of the city.

SECTION 5: MPMC § 21.10.040(V) is amended to read as follows:

"V. **Massage establishment** is permitted upon compliance with the following standards:

- 1. All practitioners of foot or body massage must be licensed by the California Massage Therapy Council.
- 2. All massage establishments **are subject to the approval of a conditional use permit and** must comply with regulations set forth in Chapter 5.28, Massage."

SECTION 6: MPMC § 21.12.030(F) is amended to read as follows:

"F. **Massage Establishment.** Permitted **in compliance with the following standards:**

1. **All practitioners of foot or body massage must be licensed by the California Massage Therapy Council.**
2. **All massage establishments are subject to the approval of a conditional use permit and must comply with regulations set forth in** ~~accordance with Chapter 5.28, Massage.~~

SECTION 7: MPMC § 5.28.010 is amended to read as follows:

**“5.28.010 Declaration of purpose and intent.**

- A. This chapter establishes ~~new~~ permitting standards intended to comply with California law and establish **zoning, business licensing, and** health and safety guidelines for massage establishments.
- B. This chapter is not intended to be exclusive and compliance will not excuse noncompliance with any state or local laws or regulations that are uniformly applied to other professional or personal services businesses including, without limitation, all zoning applications; business license regulations; building, fire, electrical, and plumbing codes; and health and safety code laws and regulations applicable to professional or personal services businesses.
- C. This chapter establishes a local regulatory system that allows only state certified massage therapists and massage practitioners to operate within the city. This chapter is also intended to allow a ~~transitional period for certain existing massage practitioners to continue practicing while they obtain state certification before December 31, 2012, and to coordinate the timing of the city's business license renewals with the state massage certification process~~**the City to exercise broad control over land use in regulating massage establishments and to impose and enforce reasonable and necessary fees and regulations, compliant with existing law, while acknowledging the need to protect legitimate business owners and massage professionals.**

SECTION 8: The definition of “Director” in MPMC § 5.28.020 is amended to read as follows:

“Director” means the community **and economic** development director or such other ~~director~~ **person** designated by the city manager.”

SECTION 9: A new Section § 5.28.050 is added to MPMC Chapter 5.28 to read as follows:

**“5.28.050 Conditional use permit; business license required.**

- A. **Every person conducting, managing, operating, owning or in control of a massage establishment or any other place that is open to the public or is a private club, where facial massages, fomentations, massages, electric or magnetic treatments, or alcohol rubs are administered or given, or any public bathing place, which has in connection therewith a steam room, dry or hot room plunge, swimming pool, shower, bath, or sleeping accommodations, must obtain a conditional use permit.**
- B. **Before operating any massage establishment or becoming engaged in the occupation of a massage practitioner or massage technician, the individual proposing to conduct the business must obtain the required business license to do so and, in addition, unless otherwise specified, is subject to each and all of the terms, conditions and provisions of this chapter.”**

SECTION 10: MPMC Chapter 5.28 is amended by renumbering existing §§ 5.28.050 through § 5.28.120 as follows:

- § 5.28.050 is renumbered as § 5.28.060.
- § 5.28.060 is renumbered as § 5.28.070.
- § 5.28.070 is renumbered as § 5.28.080.
- § 5.28.080 is renumbered as § 5.28.090.
- § 5.28.090 is renumbered as § 5.28.100.
- § 5.28.100 is renumbered as § 5.28.110.
- § 5.28.110 is renumbered as § 5.28.120.
- § 5.28.120 is renumbered as § 5.28.130.

SECTION 11: Existing MPMC § 5.28.130 is renumbered as § 5.28.140 and is amended to read as follows:

**“5.28.1340 Revocation.**

- A. Grounds for Revocation. **Except for a conditional use permit, t**The director or city attorney may revoke approvals issued under this chapter for one or more of the following grounds:
  - 1. Fraud or Deceit. That the applicant practiced fraud or deceit in obtaining an approval under this chapter;
  - 2. Violation of Chapter. That the massage establishment owner, operator, massage technician, or its employee violated a provision or provisions of this chapter;

3. Criminal Conviction. That the massage establishment owner, operator, massage technician, or its employee has been convicted in a court of competent jurisdiction of any offense described in this chapter;
  4. Improperly Maintained Facilities. That the facilities and operations of the massage establishment are not kept in compliance with this chapter, and that the owner or operator has failed to promptly remedy any deficiency of which they have been notified. For purposes of this subsection, "notice" means notice given personally or by leaving notice at the massage establishment premises, or by first class mail, postage prepaid, to the address designated by the massage technician or establishment in accordance with this chapter;
  5. Employment of Uncertified Technicians. That the massage establishment has employed, allowed or permitted an uncertified person to perform massage in the massage establishment;
  6. Error. That the approval was issued in error;
  7. Civil Penalties. Assessment of three or more civil penalties as provided by this chapter during any six-month period; or
  8. Prohibited Conduct. A massage establishment owner, operator, massage technician, or its employee or agent has been found to have engaged in prohibited conduct in violation of this chapter.
- B. Notice of Revocation. Upon a determination on the grounds to revoke an approval under this chapter, the director or city attorney must cause a notice of revocation to be mailed by first class, postage prepaid mail, to the address designated by the massage technician or establishment pursuant to this chapter.
- C. **Suspension or Revocation of Conditional Use Permit. A conditional use permit issued to a massage establishment may be suspended or revoked pursuant to Chapter 21.32 of this code.**

SECTION 12: Existing MPMC § 5.28.140 is renumbered as § 5.28.150.

SECTION 13: Existing MPMC § 5.28.150 is renumbered as § 5.28.160 and is amended to read as follows:

**"5.28.1560 Appeal.**

Any person denied an approval under this chapter or a massage establishment owner or operator whose approval has been revoked may appeal the denial or revocation in writing pursuant to the appeal procedures provided in by Chapter 1.09 of this code. Such appeal must be in writing and must be filed with the city clerk not more than fifteen days following the director's deposit into the mail of the notice of denial or revocation sent to the applicant or massage establishment owner or operator to the address listed by the applicant or massage establishment owner or operator pursuant to this chapter. Any successful appeal will result in approval or reinstatement of an approval and refund of any fines collected by the city. **Notwithstanding the foregoing, any appeal of a suspension or revocation of a conditional use permit issued to a massage establishment must comply with Chapter 21.32 of this code.**"

**SECTION 14:**        *Construction.* This Ordinance must be broadly construed in order to achieve the purposes stated in this Ordinance. It is the City Council's intent that the provisions of this Ordinance be interpreted or implemented by the City and others in a manner that facilitates the purposes set forth in this Ordinance.

**SECTION 15:**        *Enforceability.* Repeal of any provision of the MPMC does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

**SECTION 16:**        *Validity of Previous Code Sections.* If this entire Ordinance or its application is deemed invalid by a court of competent jurisdiction, any repeal or amendment of the MPMC or other city ordinance by this Ordinance will be rendered void and cause such previous MPMC provision or other the city ordinance to remain in full force and effect for all purposes.

**SECTION 17:**        *Severability.* If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the City Council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

**SECTION 18:**        The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of Monterey Park's book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and adoption of this Ordinance, cause it to be published or posted in accordance with California law.

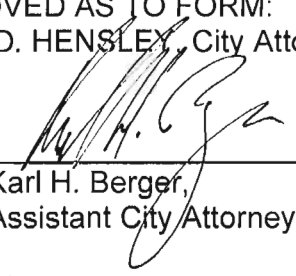
**SECTION 19:**        This Ordinance will take effect on the 31st day following its final passage and adoption.

PASSED, APPROVED, AND ADOPTED this \_\_\_\_ day of  
\_\_\_\_\_, 201\_\_\_\_.

\_\_\_\_\_  
Hans Liang,  
Mayor

APPROVED AS TO FORM:  
MARK D. HENSLEY, City Attorney

By:

  
\_\_\_\_\_  
Karl H. Berger,  
Assistant City Attorney

ATTEST:  
VINCENT D. CHANG, City Clerk

By: \_\_\_\_\_

STATE OF CALIFORNIA            )  
COUNTY OF LOS ANGELES    ) ss.  
CITY OF MONTEREY PARK        )

I, VINCENT D. CHANG, City Clerk of the City of Monterey Park, California, do hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was introduced, and placed upon its first reading at a meeting of the City Council of the City of Monterey Park, held on the \_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_. That thereafter on the \_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_, said Ordinance was duly passed, approved and adopted by the following vote:

AYES:	COUNCIL MEMBERS:
NOES:	COUNCIL MEMBERS:
ABSENT:	COUNCIL MEMBERS:
ABSTAIN:	COUNCIL MEMBERS:

Dated this \_\_\_\_ day of \_\_\_\_\_, 201\_\_\_\_

\_\_\_\_\_  
Vincent D. Chang, City Clerk  
City of Monterey Park, California

**EXHIBIT B**  
**AB1147 Frequently Asked Questions**





December 3, 2014

To: City and County Officials

From: Assembly Members Susan Bonilla, Jimmy Gomez and Chris Holden

Re: Implementation of AB 1147

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As authors of AB 1147, we carried this legislation in order to return broad control over land use to local governments in regulating massage establishments in the best interests of the individual community.

While the bill does not go into effect until January 1, 2015, many jurisdictions are considering, or are in the process of updating their ordinances. There have been numerous questions regarding what AB 1147 authorizes and what it prohibits. As authors of this bill, we have worked together with the League of California Cities, the California State Association of Counties, the American Planning Association, California Chapter and the California Police Chiefs Association to help answer some of these questions.

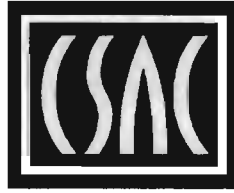
The answers to these questions are presented for informational purposes only and do not constitute legal advice from the organizations involved with putting together this document. Each jurisdiction should consult with its city attorney/county counsel to gain a complete understanding of AB 1147, its impact on the existing ordinances, and its legal authority to regulate massage therapy businesses.

Sincerely,

The Honorable Susan Bonilla  
Assembly Member, 14<sup>th</sup> District

The Honorable Jimmy Gomez  
Assembly Member, 51<sup>st</sup> District

The Honorable Chris Holden  
Assembly Member, 41<sup>st</sup> District



### FAQs with Regards to Implementation of AB 1147

*The answers to these FAQs are presented for informational purposes only and do not constitute legal advice from the organizations involved with putting together this document. Each jurisdiction should consult with its city attorney/county counsel to gain a complete understanding of AB 1147, its impact on the jurisdiction's existing ordinances, and its legal authority to regulate massage therapy businesses. The provisions of AB 1147 take effect January 1, 2015.*

**1) Q: Is a massage business that only uses certified massage professionals exempt from local regulation?**

A: No. Article XI, section 7 of the California Constitution as well as Business and Professions Code section 460(c), Government Code section 37101, Business and Professions Code 16000 and Government Code 51034 all recognize the authority of a city to regulate businesses that provide massage therapy services. Under AB 1147, cities and counties may regulate the business that provides the massage therapy services and California Massage Therapy Council (CAMTC) may regulate the individuals who apply for certification to provide massage therapy services. This division of authority and responsibility is reflected in the following statement of Legislative intent: "It is the intent of the Legislature that broad control over land use in regulating massage establishments be vested in local governments so that they may manage those establishments in the best interests of the individual community, and that the requirements and practice of the profession of massage remain a matter of statewide concern, regulation, and oversight" (Business & Professions Code 4600.5(b)).

**2) Q. What limitations does AB 1147 impose on local regulation of certified massage professionals?**

A. A local jurisdiction may not (1) prohibit a person of one sex from engaging in the massage of a person of the other sex; (2) define a massage establishment as an adult entertainment business, or otherwise regulate a massage establishment as adult entertainment; (3) require a massage establishment to have windows or walls that do not extend from the floor to ceiling or have other internal physical structures (such as windows) that interfere with a client's privacy; (4) impose client draping requirements or otherwise require clients to wear special clothing; (5) prohibit a massage establishment from locking its external doors if the business is owned by one individual with one or no employees; (6) require a massage establishment to post any notice in an area that may be viewed by clients that contain explicit sexual language; (7) require a person certified by CAMTC to take any test, medical examination, or background check; (8) require a person certified by CAMTC to get a license, permit, or other authorization to provide massage unless that person is a business owner; (9) impose a dress code stricter than that imposed by AB 1147; or (10) prohibit massage techniques permitted by CAMTC (Government Code 51034(c)).

**3) Q: Can a jurisdiction require independent contractors, sole providers, and owners of a massage business to obtain a business license, massage permit, register with the police, or get a background check?**

A: Yes. Under Government Code 51034(c)(8), a city may require a massage business owner, including a sole provider or independent contractor who is CAMTC certified, to obtain a business license, and/or massage permit or other entitlement to carry on the business of massage therapy. Independent contractors in the "business" of providing massage therapy can be regulated as a "business."

**4) Q: As part of its regulation of massage therapy businesses, can a jurisdiction require the business owner to provide a current listing of its employees and independent contractors, their CAMTC certifications and other relevant information?**

12/03/2014

A: Yes. A jurisdiction's business regulation ordinance may require a business owner to submit a list of all of its employees and independent contractors, their certification status, and notify the local government when this information changes.

**5) Q: Can a jurisdiction require a conditional use permit (CUP) for massage businesses?**

A: Yes. Business and Professions Code 460(c) provides explicit authorization to adopt land use regulations pertaining to massage businesses. A jurisdiction may amend its zoning ordinance to require a CUP for a massage business. However, a jurisdiction may not impose conditions on the conditional use permit that would violate the provisions of Government Code 51034(c)(1)-(10) as described in Question No. 2. An application for a CUP for a massage business would be considered under the same procedures provided in the jurisdiction's zoning ordinances for other uses for which a CUP is required. Jurisdictions should review their zoning ordinances to determine whether a massage business in operation prior to January 1, 2015 is a lawful non-conforming use.

**6) Q: Can a jurisdiction impose a restriction on the location of a massage business? i.e. 300 feet from a school, park etc.**

A: AB 1147 gives local governments broad authority to use its Constitutional police power to select zoning districts that are most appropriate for massage. However, a jurisdiction may not define or otherwise regulate a massage establishment as "adult entertainment." A zoning ordinance that imposes a restriction on the location of a massage establishment such as 300 feet from a school or park will be reviewed under a "reasonable and not arbitrary" standard.

**7) Q. Can a jurisdiction require individual massage therapists (who operate as employees) to obtain a business license, massage permit, register with the police, or get a background check?**

A. No. A jurisdiction may not require an individual massage therapist who holds a certificate from CAMTC and operates as an employee to obtain any kind of license or permit or meet any other educational requirements, or to register with the police or submit to a background investigation (Government Code 51034(c)(8)).

**8) Q: What is the best way to make sure that only CAMTC-certified massage professionals work in my jurisdiction?**

A. AB 1147 separates the certification of massage therapists from the regulation of massage businesses. The certification of massage therapists is the responsibility of the CAMTC. The regulation of massage businesses is the responsibility of local jurisdictions. Therefore, the best way to make sure that only CAMTC-certified massage professionals work in a jurisdiction is to adopt an ordinance that requires massage businesses to use CAMTC-certified massage professionals only. Another way is to adopt an ordinance that prohibits a person from working in the jurisdiction as a massage therapist without a certificate issued by CAMTC. Because it's possible that the latter way might be interpreted as conflicting with the CAMTC's role in certifying massage therapists, we believe that imposing the restriction on the business is preferable.

**9) Q: Can jurisdictions regulate the hours of operation of a massage business?**

A: Yes. Jurisdictions can specify hours of operation based upon such factors as a commercial use in a residential neighborhood or other reasonable requirements.

**10) Q: Can a jurisdiction prohibit a massage professional from working out of his or her home?**

A: A jurisdiction can impose restrictions on massage professionals working out of their homes in the same manner that a jurisdiction regulates other professionals or business owners operating out of their homes. Some local governments regulate business owners operating from their homes through a home occupation permit.

**11) Q: Can a jurisdiction limit the number of massage establishments in its jurisdiction?**

A: A jurisdiction may limit the number of massage establishments in its jurisdiction if the jurisdiction is able to articulate a reasonable basis for the cap.

**12) Q: Is a jurisdiction prohibited from requiring physical improvements, such as transparent exterior windows?**

A: No. However, a list of physical improvements that may not be required is described in the answer to Question #2.

**13) Q: Can a jurisdiction adopt regulations to prohibit a massage business from opening in the same location as a previous business with illegal activity?**

A: Yes, if there is a reasonable basis for this regulation.

**14) Q: Can a jurisdiction adopt regulations holding the owner accountable for the actions of its employees and independent contractors?**

A: Yes. An ordinance regulating massage businesses may include a provision holding the business owner responsible for how the business is conducted by its employees or independent contractors. In addition, Business and Professions Code section 4607 provides that CAMTC may discipline an owner or operator of a massage business or establishment who is CAMTC-certified for the conduct of all individuals providing massage for compensation on the business premises.

**15) Q: May a jurisdiction impose land use regulations on massage businesses that are different than those imposed on other professional services?**

A: Yes. This is one of the most significant changes to the law made by AB 1147. Prior to AB 1147, jurisdictions were allowed to regulate businesses using certified massage professionals only to the extent that the jurisdiction uniformly applied those regulations to all other business professionals. This is no longer the law.

**16) Q: Can a jurisdiction enter massage establishments and make reasonable inspections?**

A: Yes. Jurisdictions can conduct reasonable inspections as part of its ordinance requirements as well as recover the reasonable costs of these inspections and other regulatory requirements.

**17) Q: Is a conditional use permit fee of \$20,000-\$30,000 legal?**

A: It depends. Fees, charges and rates are generally imposed in return for a specific benefit conferred or privilege granted. A local government has the authority to impose fees, charges and rates under its police power through California Constitution Article XI, §7. A fee may not exceed the estimated reasonable cost of providing the service or regulatory act for which the fee is charged. A fee that does exceed such cost may be considered a special tax. In addition, fees, charges and rates must be reasonable, fair and equitable in nature and proportionately representative of the costs incurred by the regulatory agency. AB 1147 includes the following statement of Legislative intent: "It is the intent of the Legislature that local governments impose and enforce only reasonable and necessary fees...."

**18) Q: Can a jurisdiction prohibit condoms on the premises?**

A: Yes. A jurisdiction can prohibit condoms on the premises of a massage establishment as a standard in its ordinance if there is a reasonable basis for this requirement.

**19) Q: How can a jurisdiction handle a massage business that (after a police sting and surrender of the business license) transfers the business to another individual?**

A: A jurisdiction may include in its ordinance a requirement that prohibits a massage business permit from being transferred without notice to and consent of the local government.

**20) Q: Can a jurisdiction adopt and enforce a dress code for massage therapists?**

A: Yes. AB 1147 includes certain restrictions on how certified massage therapists may dress. A jurisdiction may include those restrictions in its ordinance. Be aware, however, that a jurisdiction may not include stricter requirements for certified therapists. If dress code restrictions are included in a jurisdiction's ordinance, and an employee violates those restrictions, then the jurisdiction may enforce those provisions of its ordinance against the business as it determines appropriate. Violations of a municipal code may be enforced civilly, criminally, or through administrative enforcement. A jurisdiction is also encouraged to use the procedure outlined in question no. 23 to notify CAMTC of a violation.

12/03/2014



**21) Q: What impact will AB 1147 have on existing massage businesses?**

A: Each jurisdiction should carefully review the provisions of its municipal code regarding non-conforming uses of land and imposing new regulations on existing businesses.

**22) Q: Can a jurisdiction impose a temporary moratorium on approval of massage businesses?**

A: Yes. AB 1147 takes effect on January 1, 2015. State law allows a city to adopt an interim ordinance that prohibits otherwise allowed uses when those uses conflict with a pending land use study. Such a measure requires a 4/5 vote of the jurisdiction; must contain a finding that there is a current and immediate threat to the public health, safety or welfare; and may be adopted without following the notice and adoption procedures required for other ordinances. The measure has an initial duration of 45 days and may be extended as specified by Government Code 65858. Jurisdictions should exercise caution before imposing a temporary moratorium if they have previously adopted a moratorium on the approval of massage businesses.

**23) Q: Is there a process for a jurisdiction to follow if it wishes to inform CAMTC that it believes that a certified massage therapist is in violation of state or local law?**

A: Yes. A city is encouraged to report that information to CAMTC by going to CAMTC's homepage ([www.camtc.org](http://www.camtc.org)) and clicking on the link to "File a Complaint Against a CAMTC Certificate Holder."

**24) Q: If a massage therapist with a CAMTC certificate is arrested for prostitution or violating the Sex Offender Registration Act, will his or her certificate be revoked?**

A: If CAMTC receives notice that a certificate holder has been arrested and charges have been filed alleging prostitution or a violation of the Sex Offender Registration Act, the council is required to immediately suspend the certificate and notify the city or county in which the certificate holder lives or works of the suspension. If the person is convicted, the certificate is permanently revoked. If a certificate holder commits a different act that is punishable as a sexually related crime or otherwise violates provisions of AB 1147, CAMTC may (but is not required to) take disciplinary action including, for some violations, suspending the certificate.

**25) Q: Who should jurisdictions report violations to?**

A: Violations of local ordinances should be prosecuted administratively, civilly, or criminally in accordance with the provisions of the jurisdiction's municipal code. If a jurisdiction believes that a CAMTC certified massage therapist is violating state law, then the jurisdiction is additionally encouraged to inform CAMTC as described under question no.23.

**26) Q: What prompts the inspection/investigation of a massage therapy school that could change the status to "unapproved"?**

A: CAMTC explains that when it receives credible information alleging that the massage therapy school has violated one of the provisions of its Procedures for Un-Approval of Schools (available at [www.camtc.org/Schools.aspx](http://www.camtc.org/Schools.aspx)); this information prompts the investigation of a school. CAMTC also looks for anomalies or changing patterns in applications and transcripts that may warrant investigation.

**27) Q: How does CAMTC obtain the actual certificate of those persons whose certification has been suspended or revoked?**

A: CAMTC explains that it requests that revoked certificate holders return their certificates and ID cards to CAMTC. In order to check whether a specific person has an active and valid CAMTC certificate, local jurisdictions can check the "Verify Certification" link on CAMTC's website.

**28) Q: Does AB 1147 apply to massage therapists who do not have a CAMTC certificate?**

A: No. AB 1147 only applies to massage therapists who have a CAMTC certificate. AB 1147 does not affect the authority of a city to regulate massage therapists who do not have CAMTC certificates or massage businesses who employ massage therapists who do not have CAMTC certificates.

**EXHIBIT C**  
Planning Commission Action



## Planning Commission Staff Report

**DATE:** April 14, 2015

**AGENDA ITEM NO:** 2-B

**TO:** The Planning Commission  
**FROM:** Michael A. Huntley, Director of Community and Economic Development  
**SUBJECT:** Consideration the adoption of a Resolution recommending that the City Council amend the Monterey Park Municipal Code regarding massage therapy businesses.

### **RECOMMENDATION:**

It is recommended that the Planning Commission:

- (1) Open the public hearing and, after considering the evidence presented during the public hearing, adopt the Resolution recommending that the City Council adopt an ordinance amending the Monterey Park Municipal Code to restore the City's land use authority over massage establishments; and
- (2) Take such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

Assembly Bill (AB) 1147 was adopted by the Legislature and signed by the Governor in 2014. AB 1147 restores local regulatory authority over massage establishments. This means that the City may once again require massage therapy businesses to obtain conditional use permits for operating including limitations on the hours of operation.

Before AB 1147, California law preempted the City from requiring local licensing or permitting of massage practitioners and massage therapists if such practitioners and therapists had been certified by the California Massage Therapy Council (CAMTC). Local ordinances, other than business licensing, zoning, and reasonable health and safety regulations, were also preempted if they treated massage businesses differently from other businesses providing professional services. While massage practitioners and therapists will continue to be certified by the CAMTC, AB 1147 restores limited land use authority for regulating massage establishments.

The attached draft ordinance, if adopted, would amend the City's zoning regulations and Monterey Park Municipal Code Chapter 5.28 (Massage Establishments). In particular, the draft ordinance:

1. Requires new massage establishments to obtain a conditional use permit before operating in the City;

2. Makes clear that business licenses are not transferable and that if there is a change in ownership in the business, the permittee must notify the City of the change; and
3. Provides that a massage establishment owner will be held responsible for any code violations or criminal activities of any of the owner's employees, agents, independent contractors or other representatives.

Because the draft ordinance proposes to amend the City's zoning regulations, the Planning Commission must hold a public hearing to consider whether the proposed zone text amendment is consistent with the objectives of the zoning regulations, the General Plan and the City's development policies.

**ENVIRONMENTAL:**

The consideration of the Resolution recommending the City Council amend the Monterey Park Municipal Code is exempt from the California Environmental Quality Act ("CEQA") for two reasons. First, pursuant to CEQA Guidelines, 14 California Code of Regulations § 15061(b)(3), the ordinance is exempt from CEQA because it can be seen with certainty that the proposed ordinance amending the Monterey Park Municipal Code regarding massage therapy businesses in the City will not have a significant effect on the environment. In addition, the proposed ordinance is not a project as defined under § 15378 of the CEQA Guidelines because it has no potential for resulting in physical change in the environment, directly or ultimately.

Respectfully submitted:

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Michael A. Huntley,  
Community and Economic  
Development Director

Reviewed by:



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Karl H. Berger  
Assistant City Attorney

Attachments:      A. Resolution recommending adoption of the ordinance  
                             B. Draft ordinance



## RESOLUTION NO.

### **A RESOLUTION RECOMMENDING THAT CITY COUNCIL ADOPT AN ORDINANCE AMENDING TITLE 21 AND CHAPTER 5.28 OF THE MONTEREY PARK MUNICIPAL CODE RELATING TO MASSAGE ESTABLISHMENTS WITHIN THE CITY OF MONTEREY PARK**

The Planning Commission of the City of Monterey Park does resolve as follows:

#### SECTION 1: The Planning Commission finds and declares that:

- A. The City's ability to exercise its powers in accordance with Article XI, § 7 of the California Constitution to regulate land use is well-established. This ordinance is intended to regulate aesthetics, traffic, parking, public peace, and other, similar, matters related to public health, safety, and welfare;
- B. A review of the Monterey Park Municipal Code ("MPMC"), as defined by the draft Ordinance attached as Exhibit "A," and incorporated by reference (the "Ordinance"), demonstrates that amendments are needed to bring the City's land use regulations and business license regulations into conformance with recent changes to state law;
- E. The City reviewed the Ordinance's environmental impacts under the California Environmental Quality Act (California Public Resources Code §§ 21000, *et seq.*, "CEQA") and the regulations promulgated thereunder (14 California Code of Regulations §§ 15000, *et seq.*, the "CEQA Guidelines"), and the City's Environmental Guidelines;
- F. The Community and Economic Development Department completed its review and scheduled the public hearing regarding the Ordinance before the Planning Commission for April 14, 2015;
- G. On April 14, 2015, the Planning Commission held a public hearing to receive public testimony and other evidence regarding the proposed Ordinance, including, without limitation, information provided to the Planning Commission by City staff and public testimony; and
- H. This Resolution and its findings are made based upon the evidence presented to the Commission at its April 14, 2015, hearing including, without limitation, the staff report submitted by the Community and Economic Development Department.

#### SECTION 2: *Factual Findings and Conclusions.* The Planning Commission finds as follows:

- A. The City currently regulates the practice of massage and the operation of massage establishments for the benefit of the public health, safety and

welfare.

- B. Business and Professions Code §§ 4600, *et seq.* (enacted by SB 731 in 2008 and amended by AB 619 in 2011) created a statewide system for issuing massage worker permits, preempting local permitting systems and requirements. The statewide permitting system is administered by the California Massage Therapy Council or “CAMTC.”
- C. Assembly Bill 1147 (enacted in 2014 and effective January 1, 2015) amended Business and Professions Code §§ 460 and 4600.5 and Government Code § 51034 to return land use authority over massage establishments to cities.
- D. The Ordinance promotes public health, safety, and general welfare and serves the goals and purposes of the MPMC.

SECTION 3: *Environmental Assessment.* Because of the facts set forth in Section 2, the proposed Ordinance is exempt from further environmental review under the California Environmental Quality Act (Public Resources Code §§ 21000, *et seq.*, “CEQA”) and CEQA Guidelines (14 California Code of Regulations §§ 15000, *et seq.*) because it establishes rules and procedures to permit operation of existing facilities; consists only of minor revisions and clarifications to existing regulations and specification of procedures related thereto; and consists of actions taken to assure the maintenance, protection and enhancement of the environment. The Ordinance, therefore, does not have the potential to cause significant effects on the environment. Consequently, it is categorically exempt from further CEQA review under 14 California Code Regulations §§ 15301, 15305, and 15308.

SECTION 4: *General Plan Findings.* As required under Government Code § 65860 the MPMC amendments proposed by the Ordinance are consistent with the Monterey Park General Plan since the proposed zone text amendment conforms to Economic Development Plan Goal 1.0. The Ordinance will help maintain an economic base to provide a sound fiscal foundation for the City by providing a clear regulatory framework for massage uses.

SECTION 5: *Recommendations.* The Planning Commission recommends that the City Council adopt the Ordinance.

SECTION 6: *Reliance On Record.* Each and every one of the findings and determination in this Resolution are based on the competent and substantial evidence, both oral and written, contained in the entire record relating to the project. The findings and determinations constitute the independent findings and determinations of the Planning Commission in all respects and are fully and completely supported by substantial evidence in the record as a whole.

SECTION 7: *Limitations.* The Planning Commission’s analysis and evaluation of the project is based on the best information currently available. It is inevitable that in

evaluating a project that absolute and perfect knowledge of all possible aspects of the project will not exist. One of the major limitations on analysis of the project is the Planning Commission's lack of knowledge of future events. In all instances, best efforts have been made to form accurate assumptions. Somewhat related to this are the limitations on the city's ability to solve what are in effect regional, state, and national problems and issues. The City must work within the political framework within which it exists and with the limitations inherent in that framework.

SECTION 8: This Resolution will remain effective until superseded by a subsequent resolution.

SECTION 9: The Commission secretary is directed to mail a copy of this Resolution to any person requesting a copy.

SECTION 10: This Resolution may be appealed within nineteen (19) calendar days after its adoption. All appeals must be in writing and filed with the City Clerk within this time period. Failure to file a timely written appeal will constitute a waiver of any right of appeal.

PASSED AND ADOPTED this 14th day of April 2015.

\_\_\_\_\_  
Rodrigo Garcia, Chairperson  
City of Monterey Park Planning Commission

ATTEST:

\_\_\_\_\_  
Michael Huntley, Secretary

APPROVED AS TO FORM:  
Mark D. Hensley, City Attorney

By: \_\_\_\_\_  
Karl H. Berger, Assistant City Attorney



## City Council Staff Report

**DATE:** May 20, 2015

**AGENDA ITEM NO:** **New Business**  
**Agenda Item 6-A.**

**TO:** The Honorable Mayor and City Council  
**FROM:** Ron Bow, Director of Public Works/Assistant City Manager  
**SUBJECT:** Amendments to the City's Water Regulations including water conservation measures; billing procedures; and use reduction.

### **RECOMMENDATION:**

It is recommended that the City Council consider:

1. Introduce and waive first reading of an ordinance amending Monterey Park Municipal Code ("MPMC") § 1.08.010 and Chapter 14.08 regulating water usage. Second reading and adoption would occur on June 3, 2015. If adopted at that time, the ordinance would take effect on July 3, 2015; and
2. Take such additional, related, action that may be desirable.

### **EXECUTIVE SUMMARY:**

In response to regulations being promulgated by the State Water Resources Control Board (at the direction of the Governor), staff reviewed the City's existing water regulations. The draft ordinance would bring the MPMC into compliance with existing requirements of the Public Utilities Code as to utility billing and also add new regulations needed to address the State's emergency drought conditions. Adopting the ordinance will assist in the City's effort in attaining the mandated conservation goals and provide the tools necessary to provide timely feedback to all water consumers within the City's service boundaries.

### **BACKGROUND:**

California is experiencing the fourth year of historic drought. On April 1, 2015, Governor Brown issued Executive Order B-29-15 requiring mandatory water restrictions for the first time in history. The State Water Resources Control Board (State Water Board) has since issued proposed mandates that take into consideration the per capita water demand achieved through conservation by water agencies. The State Water Board is expected to adopt new regulations in early May that are designed to achieve the Governor's goal. Based on the proposed regulations, Monterey Park's mandatory water reduction target is 20%. The statewide goal established by Governor Brown is 25%, with each water agency's specific conservation goal varying between 8% to 36%. Noncompliant agencies may face civil liability of up to \$10,000 per day.

On April 14, 2015, the Metropolitan Water District of Southern California (MWD) issued a water supply allocation plan to reduce its water deliveries by 15% for the year beginning July 1, 2015. The Level 3 allocation assigns higher wholesale water costs up to three times the normal cost of imported water beyond the allocation amount.

Both the State Water Board and MWD's actions support Governor Brown's Executive Order, which notes California's significantly reduced snowpack level and declining water storage reserves. In order to meet statewide mandates and mitigate the financial impact of the ongoing drought to Monterey Park customers, the Public Works Department recommends voluntary water conservation measures to encourage efficient use of water at homes and businesses, as well as mandatory restrictions that reduce water waste.

Additionally, the ordinance will bring the MPMC into compliance with requirements in the Public Utilities Code ("PUC") regarding utility billing practices. Among other things, the ordinance would add in procedures the City must follow before discontinuing water service for failure to pay. Such procedures are required by PUC §§ 10001, *et seq.*

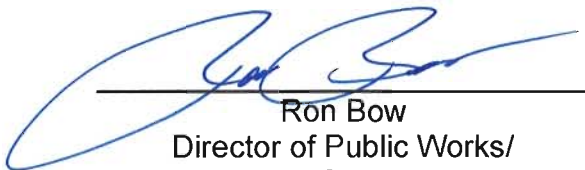
#### **ENVIRONMENTAL REVIEW:**

The proposed ordinance is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 21000, *et seq.*, "CEQA") and CEQA regulations (14 California Code of Regulations §§ 15000, *et seq.*) because it establishes rules and procedures to clarify existing policies and practices related to water service; does not involve any commitment to a specific project which could result in a potentially significant physical impact on the environment; and constitutes an organizational or administrative activity that will not result in direct or indirect physical changes in the environment. The ordinance would also be adopted, in part, for protection of the environment. Accordingly, the ordinance does not constitute a "project" that requires environmental review (see specifically 14 CCR § 15378(b)(2, 5)).

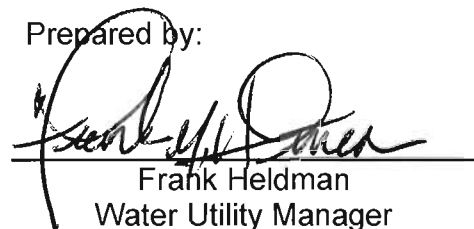
#### **FISCAL IMPACT:**

Adopting the Ordinance, by itself, has a minimal financial effect (publication notices and codifying costs). Failure to adopt new regulations, however, could result in fines up to \$10,000 a day if it does not comply with the State Water Board order. Additional program funding will be included for City Council consideration in the Department's Fiscal Year 2015/16 Proposed Budget

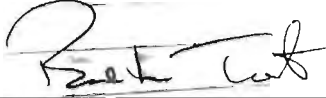
Respectfully submitted by:

  
\_\_\_\_\_  
Ron Bow  
Director of Public Works/  
Assistant City Manager

Prepared by:

  
\_\_\_\_\_  
Frank Heldman  
Water Utility Manager

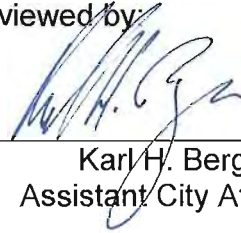
Approved by:



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Paul L. Talbot  
City Manager

Reviewed by:



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Karl H. Berger  
Assistant City Attorney

**ATTACHMENT:**

- 1) Draft Ordinance



ORDINANCE NO. \_\_\_\_

**AN ORDINANCE AMENDING MONTEREY PARK MUNICIPAL  
CODE § 1.08.010 AND CHAPTER 14.08 REGULATING WATER  
CONSERVATION MEASURES AND REQUIREMENTS.**

The City Council of the City of Monterey Park does ordain as follows:

SECTION 1: The City Council finds as follows:

- A. On January 17, 2014, the Governor issued a proclamation of a state of emergency under the California Emergency Services Act based on drought conditions;
- B. On April 25, 2014, the Governor issued a proclamation of a continued state of emergency under the California Emergency Services Act based on continued drought conditions;
- C. On April 1, 2015, the Governor issued an Executive Order that, in part, directs the State Water Resources Control Board to impose restrictions on water suppliers to achieve a statewide 25 percent reduction in potable urban usage through February, 2016; require commercial, industrial, and institutional users to implement water efficiency measures; prohibit irrigation with potable water of ornamental turf in public street medians; and prohibit irrigation with potable water outside newly constructed homes and buildings that is not delivered by drip or microspray systems;
- D. The drought conditions that formed the basis of the Governor's emergency proclamations continue to exist;
- E. The present year is critically dry and has been immediately preceded by two or more consecutive below normal, dry, or critically dry years;
- F. The drought conditions will likely continue for the foreseeable future and additional action by both the State Water Resources Control Board and local water suppliers will likely be necessary to prevent waste and unreasonable use of water and to further promote conservation.
- G. Recent court decisions have reduced the amount of water supplied through the State Water Project;
- H. Rainfall in southern California is below last year's levels and annual averages;

- I. Reservoir levels statewide are well below average and below capacity;
- J. Water conservation is crucial to the continued delivery of clean, safe water to Monterey Park residents and customers;
- K. The City will continue to offer educational materials, to promote best practices for water conservation, and to support the use of water conserving household fixtures to its users and customers in efforts of encouraging water use efficiency practices and preventing the waste of available water resources. This Ordinance sets forth water use efficiency practices and water conservation measures that will be implemented and followed by all applicable users within the service boundaries of the City.
- L. Article XI, § 7 of the California Constitution empowers the City to enact and enforce ordinances regulating conditions that may be public nuisances or health hazards, or that promote social, economic, or aesthetic considerations; and
- M. In accordance with Water Code § 375, the Council finds it is in the public interest to adopt this Ordinance for water conservation purposes.

SECTION 2: Monterey Park Municipal Code ("MPMC") § 1.08.010(A) is amended to read as follows:

"1.08.010 Violation—Penalties—Declaration of nuisance.

- N. Unless otherwise provided, any person who violates any provision of this code is guilty of a misdemeanor. A violation of any provision of this code may be charged as an infraction when the prosecutor files a complaint charging the offense to be an infraction, or when the court, with the consent of the defendant, determines that the offense is an infraction. Further, any person who violates the following provisions of the code is guilty of an infraction:

\* \* \*

10. ~~Section-Chapter~~ 14.08.100."

SECTION 3: MPMC Chapter 14.08 is amended in its entirety to read as follows:



## **"Chapter 14.08**

### **Water Regulations**

14.08.010	Definitions.
14.08.020	Service permit—Application.
14.08.030	Creditworthiness.
14.08.040	Security Deposits.
14.08.050	Payment required.
14.08.060	Connection with water main.
14.08.070	Fire hydrants.
14.08.080	Fire hydrant—Water usage.
14.08.090	Consumer supplying water.
14.08.100	Regulations—Generally.
14.08.110	Property of water department.
14.08.120	Emergency connections.
14.08.130	By-passing meter.
14.08.140	Meter test.
14.08.150	Drawing water for steam boiler.
14.08.160	Drawing water for steam boiler—Alternative.
14.08.170	Fire hydrant—Cap replacement.
14.08.180	Water not for fire purposes.
14.08.190	Testing pipes.
14.08.200	Water department agent's credentials.
14.08.210	Approved check valve.
14.08.220	Shut-off valve.
14.08.230	Water meter location.
14.08.240	Emergency turn-off.
14.08.250	Determination of Drought Emergency.
14.08.260	Stage 1.
14.08.270	Stage 2.
14.08.280	Stage 3.
14.08.290	Stage 4.
14.08.300	Disputes.
14.08.310	Repayment Plan.
14.08.320	Retroactive Adjustments.
14.08.330	Proration of Charges.
14.08.340	Meters.
14.08.350	Notices.
14.08.360	Discontinuance Of Service.
14.08.370	Lien Procedures.
14.08.380	Additional Customer Rights.

14.08.010 Definitions.

Unless the contrary is stated or clearly appears from the context, the following

definitions govern the construction of the words and phrases used in this chapter. Words and phrases not defined by this chapter have the meaning set forth elsewhere in this code, the Water Code, or regulations promulgated by the State Water Resources Board in accordance with applicable law. ~~For the purpose of this chapter, and Chapter 14.12, certain words and phrases are defined and certain provisions shall be construed as set forth in this section, unless it is apparent from the context that a different meaning is intended.~~

“Water department” means the water department of the city.

“Water superintendent” means the ~~city of Monterey Park water utility manager~~Public Works Director, or designee.

“Within the city” or “within the city limits,” means within the corporate limits of the city as they now exist, or may hereafter be made to exist, by subsequent exclusion or addition.

14.08.020 Service permit—Application.

A. Before water can be served from the city water mains to any person or for any premises such person or the owner or occupant of such premises ~~shall~~must make a written application for such service upon a form provided by the city at the office of the water department. The information, required in all instances where application is made for water, ~~shall~~must include the name and address of the applicant, description of the lot, block, tract or other place where water service is desired, name of the street upon which said property fronts and the official house number assigned to the premises for which water is desired, together with the applicant’s status as owner or lessee and such other information as ~~shall~~required serve to establish credit standing.

B. Should the City Council declare a Stage 4 Drought Emergency in accordance with this chapter, it may direct the water superintendent not to accept any applications for new water service.

14.08.030 Creditworthiness. To avoid paying a security deposit, persons seeking to establish a utility service account must establish credit, which may be established upon qualifying under any one of the following criteria:

A. The applicant is a current utility customer with the city and has paid all bills for service without having been temporarily or permanently discontinued for nonpayment during a period of twelve (12) consecutive months immediately before applying for a new utility account;

B. The applicant was a utility customer with the city in the past two (2)

years and during the last twelve (12) consecutive months that service was provided paid for all bills for such service without having been temporarily or permanently discontinued for nonpayment;

- C. The applicant owns the premises upon which the city is requested to furnish utility service; or is the owner of other local real estate. If the applicant is seeking to open a commercial account, the real estate must be owned by the business to which service would be provided;
- D. The applicant for residential service was continuously employed by the applicant's present employer (including military) for a period of two (2) years or more, or is retired on pension;
- E. The applicant furnishes a guarantor in a form satisfactory to the city attorney to secure payment of utility service bills; or
- F. The applicant otherwise establishes credit to the city's reasonable satisfaction.

#### 14.08.040 Security Deposits.

- A. The city may require a customer to deposit a sum of money with the city to guarantee payment of all utility charges.
- B. The water superintendent may set the amount of the deposit up to three (3) times the amount of the historic average monthly bill for the property served or for substantially similar property. The city must credit the amount of the deposit, without an interest payment, to the customer's account upon the discontinuance of any service and after applying the deposit to any outstanding customer utility bill(s). Any balance of the deposit then remaining with the city will be returned to the person making such deposit, without interest.
- C. Any applicant who is the property owner of record, or any applicant who has the written approval of the property owner of record, may choose to enter into a Lien Authorization Agreement, in the form and manner prescribed by the water superintendent, in lieu of a cash deposit. By doing so, the applicant and/or the property owner of record agree that, pursuant to applicable government, Health and Safety codes, and upon the direction of the City Council, the city is authorized to collect and annually transfer to the County Auditor for inclusion on the next year's tax bill of the respective property owner any delinquent fee or charge imposed by the provisions of this chapter, including interest and penalties.



Alternatively, an action in the name of the city may be commenced in any court of competent jurisdiction for the amount of any delinquent fees or charges and if legal action is brought by the city or its assignee to enforce collection of any amount charged and due under this chapter, any judgment rendered in favor of the city will include costs of suit incurred by the city or its assignee including reasonable attorneys fees.

~~14.08.030 — Service permit — One meter. —~~

~~Where a premises served with one meter is occupied by two or more independent consumers under one ownership, the owner shall be required to sign the application for service, thereby being responsible for all bills connected with water service at the said premises.~~

~~14.08.040 — Service permit — Alternative. —~~

~~The owner may have separate services installed to each independent consumer if he or she wishes as an alternative to Section 14.08.030.~~

14.08.050      Payment required.

It is unlawful for any ~~No person shall to~~ open any street hydrant or stop cock or gate valve, or meddle with any street service, water connection or any water meter connected to any service pipe connected with the water mains or water pipes of the city, or turn on or off water mains or water pipes of the city, or tap, break or injure any water mains or water pipes of the city, laid in any street, avenue or alley, or other public place, or any reservoir of the city, or tap any water service pipe between the point of connection with the street and the meter, placed on said pipe, or take or draw water from the mains, pipes or hydrants of the city, without paying the established rental thereof, or in any way trespass upon the public property of the city water department without permission first being obtained from the superintendent of the water department or his/her designee.

14.08.060      Connection with water main.

It is unlawful for any ~~No person shall to~~ tap, open or connect with any fixture or water main or pipe which forms any part of the system of the water works of the city without first notifying and obtaining permission from the superintendent of the water department or his/her designee. The water superintendent will not issue a ~~No permit shall be given to~~ any person whose indebtedness to the city for water or damage to fire hydrants, meters, pipes or fixtures is delinquent.

14.08.070      Fire hydrants.

Fire hydrants are provided for use in extinguishing fires, flushing mains and emergency uses, and ~~shall can~~ be opened and used only by the water and fire departments of the city, or by such person as is authorized to do so by the water superintendent.

#### 14.08.080 Fire hydrant—Water usage.

All persons using water through fire hydrants or other hydrants owned or controlled by the city, ~~shall be are~~ required to get a permit to do so from the [water superintendent](#). ~~of the water department~~ [Permits will not be issued to](#), ~~who shall give no such permit to~~ any person who has violated any of the provisions of this ~~chapter or Chapter 14.12~~ [Code](#), or whose indebtedness to the city for water used or damage to hydrants, meters, pipes or fixtures is delinquent.

#### 14.08.090 Consumer supplying water.

It is unlawful for any consumer to supply water to any person other than the occupants of the premises of such consumer, provided that such consumer may supply water to such persons for the use in the performance of any contract for the improvement of any street or other public place after having given notice and received permission from the water department, and no such permission can be given to any person whose indebtedness to the city for water or damage to fire hydrants, meters, pipes or fixtures is delinquent, or who has on one or more occasions taken water from the distributing system of the city, or from the pipes of consumers connected with the distributing system of the city without receiving permission as provided herein. It is unlawful for any consumer to allow, maintain, or permit leaks or waste of water. When a consumer's interior water pipes, those water pipes on the customer's side of the water meter, leak to an extent that water is being wasted and the customer does not repair said leaks, the ~~water department superintendent~~ [may, except in a Drought Emergency](#), give the customer thirty days' notice to make such repairs to eliminate said wastage of water. If said repairs are not completed within the thirty days' notice, the water service to the property may be shut off. To have water service restored after such a shutoff, it will be necessary for the customer to furnish proof of said repairs, apply for service to be reinstated, and pay a reconnection fee established by city council resolution. [In a Drought Emergency, the water superintendent may provide less time for compliance as required in accordance with applicable law. Customers must be provided with at least 24 hours to repair.](#)

#### 14.08.100 Regulations—Generally.

- A. Multiple Parcels. It is unlawful for water to be served to two or more parcels of property separately owned through a common service pipe, unless there is no main contiguous to said premises from which service may be had, and further unless the consumer first in order of service from the main provides a written guarantee to pay

water rates for all parcels of property so served. Except in a Drought Emergency, the water superintendent of the water department must give thirty days' notice in writing to all consumers served through such service before enforcing this chapter or Chapter 14.12 by discontinuing water service in accordance with this code and Public Utilities Code Sections 10001, *et seq.* In a Drought Emergency, the water superintendent may provide less time for compliance.

- B. Hosing Down. To, among other things, comply with the city's national pollutant discharge elimination system ("NPDES") permit requirements, it is unlawful for any person to hose water or wash down any sidewalk, walkway, driveway, parking area or other paved surface, except as is required for the benefit of public health and safety.
- C. Lawn/Landscape Watering. To, among other things, comply with the City's NPDES permit requirements:
1. It is unlawful for any person to water or cause to be watered any lawn or landscaping between the hours of ~~4~~9:00 a.m. and 5:00 p.m. of any one day.
  2. It is unlawful for any person to water or cause to be watered any lawn or landscaping more than once a day.
  3. It is unlawful for any person to water or cause to be watered any lawn or landscaping within 48 hours after measurable precipitation.
  - ~~3.4.~~ It is unlawful for any person to water or cause to be watered any lawn or landscaping to such an extent that runoff into any adjoining street, parking lot or alley occurs due to incorrectly directed or maintained sprinklers or excessive watering.
  - ~~4.5.~~ It is the duty of all persons to inspect all hoses, faucets and sprinkling systems for leaks, and to cause all leaks to be repaired as soon as is reasonably practicable.
- D. Indoor Plumbing and Fixtures. It is the duty of all persons to inspect all accessible indoor plumbing and faucets for leaks, and to cause all leaks to be repaired as soon as is reasonably practicable, but not later than seven days after receiving a notice of violation from the water superintendent.



- E. **Washing Vehicles.** It is unlawful for any person to wash any motor vehicle, boat, trailer, or other type of mobile equipment unless such vehicle is washed:
1. At a commercial carwash;
  2. Using only reclaimed water; or
  3. By using a hand-held bucket or a water-hose equipped with an automatic shutoff nozzle.
- F. **Running Hose Prohibited.** It is unlawful for any person to leave a water hose running while washing a vehicle or at any other time.
- G. **Public Eating Places.** It is unlawful for any restaurant, hotel, cafeteria, café, or other public place where food is sold or served to serve drinking water to any customer unless specifically requested to do so by such customer.
- H. **Linen Services.** Commercial lodging establishments, including hotels and motels, must offer guests the option of declining daily bed linen and towel laundry services. Each commercial lodging establishment must prominently display notice of this option in each room.
- H.I. **Decorative Fountains.** It is unlawful for any person to use water to clean, fill, or maintain levels in any decorative fountain, pond, lake, or other similar aesthetic structure unless such water flows through a recycling system.
- J. **It is unlawful to install non re-circulating water systems at new commercial car washes and new commercial laundromat facilities.**
- K. **Single Pass Cooling Systems.** It is unlawful to install single pass cooling systems in new commercial buildings requesting new water utility service.
- H.L. **A written warning must be provided to persons upon the first violation of this section. Second and subsequent violations are infractions with a fine of twenty-five dollars per violation. The third or subsequent violation may be prosecuted as a misdemeanor.**

14.08.110 Property of water department.

The water service line (upstream of the meter), meter, meter box and appurtenances, and the service line, bypass meter and meter box or vault on fire

services, ~~shall remain~~ the City's property ~~of the water department~~ and ~~shall must~~ be maintained, renewed and repaired by the ~~water department~~ City when rendered unserviceable through fair wear and tear. Water services are the City's property ~~of the water department~~ up to and including the downstream meter coupling/flange for metered services and up to and including the flange past the back of curb, for fire services. Where replacements, repairs or adjustments of any meter or appurtenances are rendered necessary by the act, negligence or carelessness of the consumer, or any member of his family or person in his employ, any expense caused thereby ~~shall will~~ be charged against and collected from the consumer or owner in the same manner as a water bill. Water meter(s) ~~may can~~ not be removed without written consent of the water superintendent.

#### 14.08.120 Emergency connections.

No person ~~shall can~~ install or use any physical connection between any private source of water supply and the city water supply. Subject; however, ~~subject~~ to the approval of the State Department of Health Services, the city may install and maintain emergency connections with other public utilities serving water for domestic use.

#### 14.08.130 By-passing meter.

All city water used on any premises served with a meter must pass through the meter, except in the case of a private fire service. No by-pass or connection around any meter ~~shall can~~ be installed or used. Consumers ~~shall be held are~~ responsible, and will be charged for, all water passing through the meter or meters serving those consumers.

#### 14.08.140 Meter test.

Any consumer may ~~demand request~~ that the meter through which water is being furnished be examined and tested by the water department for the purpose of ascertaining whether or not it is registering correctly the amount of water which is being delivered through it. Such ~~demand request must shall~~ be made in writing to the water ~~department~~ superintendent, and ~~shall~~ be accompanied by a testing fee as established by city council resolution. Upon receipt of such demand, it ~~shall be is~~ the duty of the water ~~department~~ superintendent to cause the meter to be examined and tested for the purpose of ascertaining whether or not it is registering correctly the water being delivered through it. If upon such examination and test the meter ~~shall be is~~ found to register over three percent more water than actually passes through it, another meter will be substituted therefor and the testing fee ~~shall will~~ be returned to the person making the application and the water bill for previous billing period adjusted in such a manner as the water superintendent ~~of the water department may deems~~ fair and just. The period covered by the billing adjustment ~~shall can~~ not exceed the preceding six months. If the meter ~~be is~~ found to register not over three percent



fast, the testing fee ~~shall be~~ is forfeited to the city and the water bill paid as rendered.

14.08.150 Drawing water for steam boiler.

It is unlawful for ~~No any~~ person ~~shall to~~ draw water from the city's water mains into any steam boiler, hydraulic elevator, pressure (twenty-five pounds or more) pump or similar apparatus. The owner in such a case ~~shall~~ must provide a tank of sufficient capacity to afford a supply for at least twelve hours, into which tank water direct from the city main ~~shall~~ must empty in such a manner as to positively eliminate back siphonage and there ~~shall be no~~ cannot be any cross connections.

14.08.160 Drawing water for steam boiler—Alternative.

As an alternative to the foregoing section, the consumer may provide a service valve ahead of any steam boiler, hydraulic elevator or pressure pump, and any such service valve ~~shall~~ must be approved by the water superintendent.

14.08.170 Fire hydrant—Cap replacement.

Every person authorized to open fire hydrants ~~shall be~~ is required to replace caps on the outlets when same are not in use. Failure to do so ~~shall be deemed~~ is sufficient cause to prohibit further use of the hydrants and the refusal to grant subsequent permits for the use of such hydrants.

14.08.180 Water not for fire purposes.

There will be no quantity charge for water used through a private fire service for fighting accidental fires. Charges for fire service water obtained for any other use will be the quantity consumption rate as established by city council resolution, provided the city is notified of intended use in advance and there is a meter installed or other method of measurement approved. If advance approval of use is not obtained, double the current rate will be charged for water consumed for other uses than extinguishing accidental fires. If any person without advance approval shall use any fire service for other than fire purposes, the water department is also authorized to collect ~~the a sum of twenty-five dollars~~ established by city council resolution for each day of such use and to enforce this provision by cutting off all water from the property whereon such use occurred. When water is cut off by virtue of this provision, no further water ~~shall~~ will be served to such property until the total sum for such use is paid. Provided, ~~however, ; provided,~~ that the city council may, upon application of any person aggrieved by the action of the water ~~department~~ superintendent hereunder, remit the charge or such part thereof, as may appear just and reasonable.

14.08.190 Testing pipes.

Whenever any plumber or any other person connecting service pipe to the property side of a meter ~~shall use~~ the water for testing the pipes, he/she must leave the service box in as good condition as found, and ~~shall~~ leave the water shut off if found so, and ~~shall~~ notify the water ~~department~~ superintendent at the time the connection is made. Any damage caused by the carelessness of any plumber or other person to any part of the meter box or connection ~~shall~~ must be charged to the party responsible, or the owner if no responsible party can be identified.

#### 14.08.200 Water department agent's credentials.

Employees whose duty it is or may be to enter upon private premises to make inspection and examination of pipes, fixtures or attachments used in connection with the water supply, ~~shall will~~ be provided with ~~a badge or other credentials to identify identification showing them as to be~~ authorized agents of the water ~~department~~ superintendent.

#### 14.08.210 Approved check valve.

If the placing of an approved check valve or other device on the property side of the meter of any consumer is necessary for the safety and protection of the water system or appliances thereof, such approved check valve ~~shall be~~ must immediately be installed inside the property line by and at the expense of the consumer, at the order of the water superintendent.

#### 14.08.220 Shut-off valve.

All water services ~~shall~~ must be equipped with an adequate shut-off valve installed at the expense of the consumer, or owner, within thirty days of notice by the water department to install the same. This shut-off valve ~~shall~~ must be located inside the property line and on the street side of any fixture including sprinklers. In a business zone the required shut-off valve may be located between the property line and the meter, but a minimum of four feet away from the meter and in a safe, adequate box approved by the water superintendent.

#### 14.08.230 Water meter location.

Water meters ~~shall~~ must be located not less than six feet from any tree or sewer connection pipe and not less than four feet from the apron of any driveway and not in any driveway.

#### 14.08.240 Emergency turn-off.

The water department ~~shall have the right and power to~~ may turn off the water at any time in the mains and pipes of the water system without notice, in case of an



emergency.

14.08.250 Determination of Drought Emergency. The water superintendent must monitor and evaluate projected available water supplies and estimated water demand of the city's users. Upon the water superintendent determining, whether through an independent evaluation or as directed by the State Water Resources Control Board, that a Drought Emergency exists, the City Council must consider declaring a Stage 1, Stage 2, Stage 3 or Stage 4 Drought Emergency by resolution.

14.08.260 Stage 1. Declaring a State 1 Drought Emergency demonstrates the need to reduce the City's water demand by a maximum of 10%. The resolution declaring a State 1 Drought Emergency must direct the water superintendent to provide public notice regarding appropriate voluntary water use restrictions including, without limitation:

- A. Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material without the use of a drip irrigation system should be limited to three (3) times per week. Residents may water and/or irrigate landscape, lawns, vegetated areas, and plant material on Monday, Wednesday, and Friday.

14.08.270 Stage 2. Declaring a State 2 Drought Emergency demonstrates the need to reduce the City's water demand between 10% and 25%. The resolution declaring a State 2 Drought Emergency must, in addition to the general prohibitions of this chapter, direct the water superintendent to impose the following mandatory water use restrictions:

- A. Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material without the use of a drip irrigation system is limited to two (2) times per week. Residents may water and/or irrigate landscape, lawns, vegetated areas, and plant material on Monday and Friday.
- B. Installing non drip irrigation systems used in watering outdoors for purposes of irrigating landscape, lawns, vegetated areas, and plant material in new commercial and residential developments requesting new water utility service is unlawful.
- C. It is unlawful to use potable water to irrigate ornamental turf on public street medians within the City's service boundaries.

14.08.280 Stage 3. Declaring a State 3 Drought Emergency demonstrates the need to reduce the City's water demand between 25% and 35%. The resolution declaring a State 3 Drought Emergency must, in addition to the general prohibitions of this chapter, direct the water superintendent to impose the

following mandatory water use restrictions:

- A. Watering outdoors for the purposes of irrigating landscape, lawns, vegetated areas, and plant material without the use of a drip irrigation system is limited to one (1) time per week. Residents are permitted to water and/or irrigate landscape, lawns, vegetated areas, and plant material on Monday.
- B. Installing non drip irrigation systems used in watering outdoors for purposes of irrigating landscape, lawns, vegetated areas, and plant material in new commercial and residential developments requesting new water utility service is unlawful.
- C. It is unlawful to use potable water to irrigate ornamental turf on public street medians within the City's service boundaries.
- D. It is unlawful to fill swimming pools, spas, hot tubs, and/or jacuzzis of any kind whether in-ground or above-ground structures, including children's wading pools.
- E. It is unlawful to wash any motorized vehicle or non-motorized equipment including, without limitation, automobiles, trucks, vans, buses, motorcycles, boats, or other motorized and non-motorized equipment unless performed at commercial car wash facilities.
- F. Using potable water from fire hydrants is limited to firefighting and emergency related activities and/or other activities necessary to maintain public health, safety, and welfare including, without limitation, flushing utility distribution pipelines; constructing water distribution and production facilities; and maintaining street sweeping services. If there is a need for acquiring fire hydrant and flow testing services, the applicant is required to have the test completed by the water superintendent through the water system computer model in-lieu of having an actual real-time field test completed. The expense incurred by the City for completion of a fire hydrant and flow test using the City water system computer model will be paid by the applicant.

14.08.290 Stage 4.

- A. Declaring a State 4 Drought Emergency demonstrates the need to reduce the City's water demand between 35% and 50%, or more.
- B. The resolution declaring a State 4 Drought Emergency must, in addition to the general prohibitions of this chapter, direct the water superintendent to impose the following mandatory water use restrictions:



1. All watering without a drip irrigation system is prohibited.
  2. Installing non drip irrigation systems used in watering outdoors for purposes of irrigating landscape, lawns, vegetated areas, and plant material in new commercial and residential developments requesting new water utility service is unlawful.
  3. It is unlawful to use potable water to irrigate ornamental turf on public street medians within the City's service boundaries.
  4. It is unlawful to fill swimming pools, spas, hot tubs, and/or jacuzzis of any kind whether in-ground or above-ground structures, including children's wading pools.
  5. It is unlawful to wash any motorized vehicle or non-motorized equipment including, without limitation, automobiles, trucks, vans, buses, motorcycles, boats, or other motorized and non-motorized equipment unless performed at commercial car wash facilities.
  6. Using potable water from fire hydrants is limited to firefighting and emergency related activities and/or other activities necessary to maintain public health, safety, and welfare including, without limitation, flushing utility distribution pipelines; constructing water distribution and production facilities; and maintaining street sweeping services. If there is a need for acquiring fire hydrant and flow testing services, the applicant is required to have the test completed by the water superintendent through the water system computer model in-lieu of having an actual real-time field test completed. The expense incurred by the City for completion of a fire hydrant and flow test using the City water system computer model will be paid by the applicant.
- C. In addition, the resolution declaring a Stage 4 Drought Emergency may direct the water superintendent not to issue new water utility service connections for any development.

14.08.300 Disputes.

- A. The water superintendent will review the accounts of customers who dispute charges within thirty (30) after receiving a bill or request, before the city terminates service, additional time to pay a bill because of financial need. If an error is found after such review,



the city will promptly correct the error and, if required and at the city's sole discretion, either credit the customer account or give the customer a refund.

- B. The review conducted by the water superintendent will include consideration of whether to establish a payment plan for the customer to pay any unpaid balance of delinquent account over a reasonable time not to exceed twelve (12) months. Unless otherwise required by this code, the city will not terminate service for customer fully complying with such a payment plan.
- C. Water bills must contain information regarding dispute resolution procedures set forth in this Chapter.

14.08.310 Repayment Plan. Any customer may request in writing, in the form and manner prescribed by the Water superintendent, an extension of the payment period of a bill asserted to be beyond the means of the customer to pay in full within the normal period for payment. The application for a repayment plan must be filed with the water superintendent before the date and time of discontinuance of service as is stated on the discontinuance notice. The water superintendent must review the request for extension of payment and consider the customer's ability to pay, past payment history, and the amount due, and may approve an repayment plan, not to exceed 12 months. Any customer whose request for a repayment plan has resulted in an adverse determination by the water superintendent may appeal the determination within five days to the City Manager, or designee.

14.08.320 Retroactive Adjustments. Retroactive adjustments will be provided to a customer's utility bill when an error in customer billing has occurred. The maximum period for retroactive adjustments is 12 months before the date that the city is first notified in writing, in the form and manner prescribed by the water superintendent, of the error. Any overpayment or under billing adjustments will be included as a credit or charge on the customer's future utility bill(s), unless other arrangements are requested by the customer and approved by the water superintendent.

14.08.330 Proration of Charges. Computations of the flat rate portion of any monthly service charges for less than a full billing cycle is based on a daily rate. The daily rate will be determined by taking the monthly rate and dividing it by 30. The daily rate is carried to four decimal places. If a customer discontinues service and closes the customer's account, service charges will be computed at the applicable daily rate from the last billing date to the account closing date. Service charges for a new customer will commence on the account opening date. No proration will be made on short term utility service where such service is required for total periods of less than two (2) months. These customers will be charged for two months service.



14.08.340 Meters.

- A. When calculating the charges for water, the City will not charge for water use that is less than 100 cubic feet per billing period. Water meters will ordinarily be checked approximately every thirty (30) days except for holidays and weekends. Meter readings may also be taken for any reasonable purpose, as determined by the water superintendent, including, without limitation, change of customer or changes of meter size. If a meter cannot be read or if a meter has not registered or has registered incorrectly, the quantity of water used will be estimated based on the average consumption at the property or substantially similar property during a like period of time.
- B. Tampering with or breaking a meter or lock will result in assessment of a penalty consisting of a fixed amount plus expenses and other costs, as determined by the City Council.

14.08.350 Notices.

- A. Pursuant to Public Utilities Code § 10010.1, the city will allow every customer at least nineteen (19) days from the date a bill was mailed to pay for utility services. The city will not discontinue service for nonpayment of a delinquent account unless the city first gives notice of the delinquency and impending discontinuance at least ten (10) days before the proposed discontinuance, by means of a notice mailed, postage prepaid, to the customer to whom the service is billed. The ten (10) day period will commence five (5) days after the termination notice is mailed. The city will make a reasonable attempt to contact an adult person residing at the premises of the utility customer by telephone or personal contact at least twenty-four (24) hours before any utility service is terminated, except that whenever telephone or personal contact cannot be accomplished, the city will give, either by mail or in person, a notice of discontinuance of service at least forty-eight (48) hours before discontinuance.
- B. If a customer fails to comply with the terms and conditions of an repayment agreement, the city will not discontinue service without giving notice to the customer at least forty-eight (48) hours before discontinuance. This notice does not entitle the customer to further investigation by the city.
- C. The city will make available to its customers who are 65 years of

age or older, or who are dependent adults as defined in Welfare and Institutions Code § 15610(b)(1), a third-party notification service as specified in Public Utilities Code § 10010.1(c). Should such customers designate a third-party, the city will attempt to notify a person designated by the customer to receive notification when the customer's account is past due and subject to discontinuance. The notification will include information on what is required to prevent discontinuance of service. The residential customer must make a written request for third-party notification on a form provided by the city, and include the written consent of the designated third party. The third-party notification does not obligate the third party to pay the overdue charges nor prevent or delay service termination.

- D. In accordance with Public Utilities Code § 10010.1(d), every termination notice must include all of the following information:
1. The name and address of the customer whose account is delinquent.
  2. The amount of the delinquency.
  3. The date by which payment or arrangements for payment is required in order to avoid discontinuance.
  4. The procedure by which the customer may initiate a complaint or request an investigation concerning service or charges.
  5. The procedure by which the customer may request repayment of the unpaid charges.
  6. The procedure for the customer to obtain information on the availability of financial assistance, including private, local, state, or federal sources, if applicable.
  7. The telephone number of a representative of the city who can provide additional information or institute arrangements for payment.
- E. No termination of utility service may occur without compliance with this section. Any service wrongfully discontinued must be restored without charge for the restoration of service and a notation of such restoration must be mailed to the customer at his or her billing address.



14.08.360 Discontinuance Of Service.

- A. No utility service will be discontinued by the city, by reason of delinquency, on any Saturday, Sunday, legal holiday, or at any time during which the business offices of the city are not open to the public. The city may not discontinue service for nonpayment of a delinquent account under any of the following situations:
1. During the pendency of an investigation by the city of a customer dispute or complaint, or request for extension of the period for the payment of a bill;
  2. When a customer has been granted an extension of the period for payment of a bill, provided the customer keeps the account current as charges accrue in each subsequent billing period;
  3. On the certification of a licensed physician and surgeon that service termination would endanger the life of the customer or a member of the customer's household and the customer is financially unable to pay for service within the normal payment period and is willing to enter into a repayment agreement with the city with respect to all charges that the customer is unable to pay before the delinquency.
- B. Service will be discontinued if payment has not been received or arrangements made to pay the delinquent bill. If payment is not made within the specified time as identified above or for any other reason relating to nonpayment of an outstanding bill or charge, including, without limitation, checks returned for insufficient funds, credit card denial, or other, similar, type of payment problem, a service charge, in an amount determined by the City Council will be charged and due and payable with respect to each time service is discontinued.
- C. Except as provided in Public Utilities Code § 10009, where utility service is shut off, service will not be restored until all required payments (including, without limitation, arrearage, penalties, deposits and service charges) are paid in full. Service will be reinstated only during regular working hours and only after payment has been received or special payment arrangements were made with the water superintendent

14.08.370 Lien Procedures.

- A. On June 1st of each calendar year, the city manager, or designee,



will prepare a complete list of delinquent charges applicable to the service connection where the property owner is the customer for the period ending on April 30th of each calendar year.

- B. The City will give at least forty-five (45) days notice before the public hearing of such delinquencies to the customer to which each such delinquency relates.
- C. The city council will schedule a noticed public hearing for its second meeting in June of each calendar year at which time delinquent charges together with penalties, will be placed on the equalized assessment roll for the fiscal year commencing on the July 1st following the conduct of such hearing for collection. Notice of the public hearing will be made in accordance with Government Code § 6066.
- D. Thereafter, the delinquent charges, together with penalties, will be collected in the same manner, by the same persons, and at the same time as, together and not separately from, general taxes collected on behalf of the city and other taxing authorities. The provisions of this subsection will only be applicable to delinquent charges where the customer is the land owner or has executed a Lien Authorization Agreement.
- E. Civil Debt. All charges and penalties imposed pursuant to this chapter are civil debts owed to the city by the customer as to the account to which such charges and penalties apply.

14.08.380 Additional Customer Rights. When the city furnishes service to residential occupants in a multiunit residential structure, mobile home park, or permanent residential structures in a labor camp, as defined in Health & Safety § 17008, where the owner, manager, or operator is listed by the city as the customer of record, the city will make a good faith effort to give written notice to the residential occupants at least ten (10) days before utility service termination regarding the utility account delinquency and utility service termination date. The notice will further inform the residential occupants that they have the right to become customers, to whom the service will then be billed, without being required to pay any amount which may be due on the delinquent account. The city is not required to make service available to the residential occupants unless each residential occupant agrees to the terms and conditions of service and meets the requirements of law. However, if one or more of the residential occupants are willing and able to assume responsibility for the entire account to the satisfaction of the water superintendent, or if there is a physical means, legally available to the city, of selectively discontinuing service to those residential occupants who have not met the city's requirements, the city will make service available to those residential occupants who have met those

requirements. Any residential occupant who becomes a customer of the city pursuant to this section whose periodic payments, such as rental payments, include charges for water service, where those charges are not separately stated, may deduct from the periodic payment each payment period all reasonable charges paid to the city for those services during the preceding payment period."

SECTION 4: Environmental Review. This ordinance is exempt from review under the California Environmental Quality Act (California Public Resources Code §§ 21000, *et seq.*, "CEQA") and CEQA regulations (14 California Code of Regulations §§ 15000, *et seq.*) because it establishes rules and procedures to clarify existing policies and practices related to water service; does not involve any commitment to a specific project which could result in a potentially significant physical impact on the environment; and constitutes an organizational or administrative activity that will not result in direct or indirect physical changes in the environment. This Ordinance is adopted, in part, for protection of the environment. Accordingly, this Ordinance does not constitute a "project" that requires environmental review (see specifically 14 CCR § 15378(b)(2, 5)).

SECTION 5: Construction. This Ordinance must be broadly construed in order to achieve the purposes stated in this Ordinance. It is the City Council's intent that the provisions of this Ordinance be interpreted or implemented by the City and others in a manner that facilitates the purposes set forth in this Ordinance.

SECTION 6: Enforceability. Repeal of any provision of the MPMC does not affect any penalty, forfeiture, or liability incurred before, or preclude prosecution and imposition of penalties for any violation occurring before this Ordinance's effective date. Any such repealed part will remain in full force and effect for sustaining action or prosecuting violations occurring before the effective date of this Ordinance.

SECTION 7: Validity of Previous Code Sections. If this entire Ordinance or its application is deemed invalid by a court of competent jurisdiction, any repeal or amendment of the MPMC or other city ordinance by this Ordinance will be rendered void and cause such previous MPMC provision or other the city ordinance to remain in full force and effect for all purposes.

SECTION 8: Severability. If any part of this Ordinance or its application is deemed invalid by a court of competent jurisdiction, the city council intends that such invalidity will not affect the effectiveness of the remaining provisions or applications and, to this end, the provisions of this Ordinance are severable.

SECTION 9: Publication. The City Clerk is directed to certify the passage and adoption of this Ordinance; cause it to be entered into the City of Monterey Park's book of original ordinances; make a note of the passage and adoption in the records of this meeting; and, within fifteen (15) days after the passage and

adoption of this Ordinance, cause it to be published or posted in accordance with California law.

SECTION 10: This Ordinance will become effective on the thirty-first (31st) day following its passage and adoption.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Hans Liang  
Mayor

ATTEST:

\_\_\_\_\_  
Vincent D. Change,  
City Clerk

APPROVED AS TO FORM:  
Mark D. Hensley, City Attorney

By: \_\_\_\_\_  
Karl H. Berger,  
Assistant City Attorney